

126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 607

H.P. 426

House of Representatives, February 21, 2013

An Act To Make an Employee Who Sells Alcoholic Beverages or Tobacco to a Minor Responsible for Paying the Fine

Reference to the Committee on Veterans and Legal Affairs suggested and ordered printed.

Millicent M. Mac Jailand

MILLICENT M. MacFARLAND Clerk

Presented by Representative AYOTTE of Caswell. Cosponsored by Senator THIBODEAU of Waldo and Representative: CAMPBELL of Orrington, Senator: SHERMAN of Aroostook.

1 Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §1555-B, sub-§2, as enacted by PL 1997, c. 305, §5, is amended to read:

2. Sales to minors prohibited. A person may not sell, furnish, give away or offer to
sell, furnish or give away a tobacco product to any person under 18 years of age.
Tobacco products may not be sold at retail to any person under 27 years of age unless the
seller first verifies that person's age by means of reliable photographic identification
containing the person's date of birth. An employer of a person who violates this
subsection is not in violation of this subsection if the person violates this subsection
without the knowledge of the person's employer.

11 Sec. 2. 28-A MRSA §705, sub-§6 is enacted to read:

6. Persons responsible. If an employee of a licensee violates subsection 2,
 paragraph E or subsection 3, paragraph E without the knowledge of the licensee, the
 licensee is not liable for the violation.

15 SUMMARY

16 This bill amends the laws concerning sales of tobacco and alcohol to minors by 17 removing the liability of an employer who did not have knowledge of an employee's 18 violation.