

HOUSE No. 1374

By Mr. Woekel of Methuen, petition of Carl A. Woekel for amendment of the law relative to control of importation into this Commonwealth of malt beverages. Legal Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Eight.

AN ACT FOR THE FURTHER CONTROL OF THE IMPORTATION OF MALT BEVERAGES INTO THE COMMONWEALTH.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section eighteen of chapter one hundred and
2 thirty-eight of the General Laws is hereby amended
3 by adding the following new paragraph after the
4 first paragraph of said section:—

5 Every licensed wholesaler and importer shall before
6 making any importation of malt beverages into the
7 commonwealth place with the commission an order
8 in such form as the commission may prescribe setting
9 forth the name of the dealer outside of Massachusetts
10 from whom the beverage is to be purchased and such
11 other information as the commission may require.
12 The commission shall by suitable stamp or other
13 device placed upon the order authorize the importa-
14 tion of the malt beverages described therein. A copy
15 of such approved order shall be delivered to the

16 licensee and shall accompany the malt beverages until
17 delivered at the licensee's premises. Such order shall
18 be shown for inspection by any constable, policeman,
19 member of the state police or any investigator of the
20 commission. Failure to produce such approved order
21 shall be prima facie evidence of unlawful importation
22 and shall, in the discretion of the commission, be
23 sufficient cause for the suspension, cancellation, revo-
24 cation, or forfeiture of the license of the wholesaler
25 and importer so importing or the transportation per-
26 mit of the person transporting. For the approval
27 of each order by the commission a service charge
28 equivalent to one dollar for each barrel of thirty-one
29 gallons or fractional part of a barrel aforesaid shall
30 be paid at the time of approval of the order.