

HOUSE No. 680.

[Bill accompanying petition of Robert A. Lynch and others. Liquor Law.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-five

AN ACT

To prevent the Sale of Intoxicating Liquor to Drunkards.

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 1. That it shall be the duty of each and
2 every clerk of court, of each court of this Commonwealth,
3 to publish in a newspaper to be designated by the judge
4 holding said court, the full name and address of every
5 person who may be convicted of drunkenness, in the
6 court whereof he is clerk, within twenty-four hours from
7 the time of said conviction: *provided*, said person, so
8 convicted, shall have been found guilty of drunkenness,
9 in any court of this Commonwealth, within the six months
10 next preceding said last conviction.

1 SECT. 2. That the publication of the name and address
2 of any person so convicted shall be taken and deemed a
3 public notice by all the courts of this Commonwealth,
4 and shall be held by said courts to be a personal notice

5 to every person holding a license for the sale of intoxi-
6 cating liquors in this Commonwealth, that the person or
7 persons whose name or names have been so published,
8 whether the names so published be fictitious ones or not,
9 have been intoxicated within the six months next preced-
10 ing the said publication of said name or names in the
11 city or town wherein said publication has been made.

1 SECT. 3. That upon the conviction of any person
2 or of his agent, licensed to sell intoxicating liquors in
3 this Commonwealth, of having sold or delivered of
4 intoxicating liquor to any person whose name has been
5 so published, either under a fictitious name or other-
6 wise, within twelve calendar months from the date of
7 said publication of the name of said person for drunken-
8 ness, for the use of the person so published, or, for the
9 use of any other person, the liquor dealer so convicted
10 shall be fined not less than three hundred nor more
11 than five hundred dollars, and shall forfeit his license to
12 sell intoxicating liquors.

1 SECT. 4. The publication of persons convicted of
2 drunkenness, as herein directed, shall be taken and
3 deemed prima facie evidence, in all the courts of this
4 Commonwealth, that the person or persons whose name
5 or names, whether fictitious or not, who have been pub-
6 lished, were known by the liquor dealer or his agent,
7 who sold or delivered to said person or persons, or to
8 any person for their use, intoxicating liquor, to have
9 been convicted of drunkenness within six months next
10 preceding the sale or delivery of intoxicating liquor to
11 said person or persons so convicted.

1 SECT. 5. This act shall take effect upon its passage.

