# DRUNKENNESS ON TRAINS OR INTERURBAN CARS

## Act 68 of 1913

AN ACT relating to drunkenness on railway trains or interurban cars, and prohibiting the drinking of intoxicating liquor thereon as a beverage, and providing for the arrest of offenders, and penalties for violation of this act.

**History:** 1913, Act 68, Eff. Aug. 14, 1913

The People of the State of Michigan enact:

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### 436.201 Drunkenness on train prohibited.

Sec. 1.

No person shall while in an offensive state of intoxication enter or be on or remain upon any railway train or interurban car as a passenger.

**History:** 1913, Act 68, Eff. Aug. 14, 1913 ;-- CL 1915, 8443 ;-- CL 1929, 11590 ;-- CL 1948, 436.201

### 436.202 Public drinking on train prohibited; exception.

Sec. 2.

No person shall publicly drink any intoxicating liquor as a beverage in any railway train or coach, or interurban car, or give, or cause to be given to any other person therein, intoxicating liquor as a beverage, except in a compartment or place where such liquor is sold or served under the authority of a license lawfully issued.

**History:** 1913, Act 68, Eff. Aug. 14, 1913 ;-- CL 1915, 8444 ;-- CL 1929, 11591 ;-- CL 1948, 436.202

### 436.203 Conductor; power to arrest person for violation of act and deliver to public officer; complaint.

Sec. 3.

The conductor of any railway train or interurban car, may summarily arrest, with or without warrant, any person violating any of the foregoing provisions, and for such purpose shall have the same power and authority as any peace officer, including the power to summon assistance; and such conductor shall further have power to deliver any person to any policeman, constable, or other public officer at the next station stop where such public officer can be found, and it shall be the duty of such officer to bring the person charged with such offense before the district court or municipal court of the judicial district or municipality where the offense was committed, and to make a complaint against such person, and such complaint made upon information and belief of said officer, shall be sufficient.

**History:** 1913, Act 68, Eff. Aug. 14, 1913 ;-- CL 1915, 8445 ;-- CL 1929, 11592 ;-- CL 1948, 436.203 ;-- Am. 1991, Act 143, Imd. Eff. Nov. 25, 1991

### 436.204 Conductor; seizure of liquor, receipt, return.

Sec. 4.

The conductor of any railway train or interurban car may take from any person found violating any of the foregoing provisions, any intoxicating liquor then in possession of such person and deliver the same to the nearest station agent, giving the person from whom it was taken a receipt therefor. Upon the presentation and surrender of such receipt within 10 days thereafter such liquor shall be delivered to the person presenting same, and if not so delivered within such time shall be destroyed by such station agent.

**History:** 1913, Act 68, Eff. Aug. 14, 1913 ;-- CL 1915, 8446 ;-- CL 1929, 11593 ;-- CL 1948, 436.204

**436.205 Violation of act; penalty.**

Sec. 5.

Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not more than 100 dollars, or by imprisonment in the county jail for not more than 90 days, or by both such fine and imprisonment in the discretion of the court.

**History:** 1913, Act 68, Eff. Aug. 14, 1913 ;-- CL 1915, 8447 ;-- CL 1929, 11594 ;-- CL 1948, 436.205

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