

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

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**Legislative Document**

**No. 816**

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S. P. 267

In Senate, February 2, 1965

Referred to Committee on Labor. Sent down for concurrence and ordered printed.

EDWIN H. PERT, Secretary

Presented by Senator Southard of Penobscot.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-FIVE

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**AN ACT Prohibiting Employment of Professional Strikebreakers to Replace  
Employees Involved in Labor Disputes.**

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

**R. S., T. 26, c. 7, sub-c. VII, additional.** Chapter 7 of Title 26 of the Revised Statutes is amended by adding a new subchapter VII to read as follows:

**'SUBCHAPTER VII**

**STRIKEBREAKERS**

**§ 851. Policy**

It is declared to be the policy of the State, in the exercise of its police power for the protection of the public safety and for the maintenance of peace and good order and for the promotion of the state's trade, commerce and manufacturing, to assure all persons involved in labor disputes, freedom of speech and freedom from bodily harm and to prohibit the occasion of violence and disorder and in furtherance of these policies, to prohibit the recruitment and furnishing of professional strikebreakers to replace the employees involved in labor disputes.

**§ 852. Employment of replacements prohibited**

No person, partnership, agency, firm or corporation or officer, employee or agent thereof shall recruit, procure, supply or refer any person for employment who customarily and repeatedly offers himself for employment in place of any employee involved in a labor dispute in which such person, partnership, agency, firm or corporation is not directly involved.

**§ 853. Arrangements**

No person, partnership, firm or corporation involved in a labor dispute shall, directly or indirectly, employ in the place of an employee involved in such dispute, any person who customarily and repeatedly offers himself for employment in the place of employees involved in a labor dispute, or contract or arrange with any other person, partnership, agency, firm or corporation to recruit, procure, supply or refer persons for employment who customarily and repeatedly offer themselves for employment in place of employees involved in such labor dispute.

**§ 854. Offers**

No person who customarily and repeatedly offers himself for employment in place of employees involved in a labor dispute shall take or offer to take the place of employment of any employee involved in a labor dispute.

**§ 855. Evidence**

It shall be prima facie evidence that a person customarily and repeatedly offers himself for employment in place of employees involved in a labor dispute, if such person shall have 2 times before offered to take the place of employment of persons involved in labor disputes.

**§ 856. Penalty**

Any person, partnership, agency, firm or corporation or any officer, employee or agent thereof, who or which shall violate any provision of this subchapter, for each violation, shall be punished by a fine of not more than \$300 for any such offense, or by imprisonment for not more than 180 days, or by both.'