

MAINE STATE LEGISLATURE

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Maine
REVISED STATUTES
1964

*Prepared Under the Supervision
of the
Committee on Revision of Statutes*

Being the Tenth Revision of the
Revised Statutes of the State
of Maine, 1964

Volume 1
CONSTITUTION

Titles 1 to 10



Boston, Mass.
Boston Law Book Co.

Orford, N. H.
Equity Publishing Corporation

St. Paul, Minn.
West Publishing Co.

Text of Revised Statutes
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CHAPTER 19

PUBLIC EXHIBITIONS

Sec.

501. License required.

502. Fees; prosecutions; traveling shows.

§ 501. License required

Whoever, for money or other valuable article, exhibits any images, pageantry, sleight of hand tricks, puppet show, circus, traveling amusement show, feats of balancing, wire dancing, personal agility, dexterity or theatrical performances, without a license therefor as provided, forfeits for every offense not less than \$10 nor more than \$100. This prohibition does not extend to any permanently established museum.

R.S.1954, c. 100, § 55.

§ 502. Fees; prosecutions; traveling shows

The municipal officers of towns may grant licenses for any of the exhibitions or performances described in section 501, on receiving for their town such sum as they deem proper, 24 hours or more being allowed for such exhibitions or performances as they may determine. They shall prosecute, by complaint for the use of their town, all violations of section 501. No traveling circus or traveling amusement show shall exhibit any parade, show or entertainment in this State without first paying a state license of \$500 in the case of a circus and \$250 in the case of amusement shows for each calendar year. Application for such license shall be made to the Insurance Commissioner and shall contain the name of the person or corporation owning or operating said traveling circus or said traveling amusement show and a statement of the proposed territory within the limits of said State and the names of the cities and towns in which said traveling circus or said traveling amusement show is to exhibit. No traveling circus or traveling amusement show shall exhibit any parade, show or entertainment in this State without first furnishing the Insurance Commissioner in an amount to be determined by him a certificate of public liability insurance. Upon receipt of such application and accompanied by such certificate of public liability insurance and upon the payment of \$500 or \$250, as the case may be, a license shall issue, conditioned that no traveling amusement show shall operate, within 30 miles of the fairgrounds

of any agricultural society which has received a State of Maine stipend under Title 7, section 62 for at least 2 consecutive years next prior to the date of the license authorized in this section, during the 2 weeks immediately preceding or during the time of any annual exhibition thereof.

Such fees shall be credited to the Division of State Fire Prevention to defray expenses of the division. Any balance of said fees shall not lapse but shall be carried forward as a continuing account to be expended for the same purposes in the following fiscal years.

The license shall be further conditioned that there shall be no display of advertising of licensee's circus or traveling amusement show contrary to Title 17, section 2506, Title 23, section 1153 and Title 32, sections 2753 and 2754, relating to outdoor advertising, that the licensee shall at all times and at least once each week keep the commissioner informed of proposed changes in itinerary or location, and that the licensee shall conform to all lawful rules and regulations promulgated by the Insurance Commissioner relating to circuses and traveling amusement shows. The license shall be further conditioned that such licensee shall remove all displays of advertising within 4 days after leaving any town where such exhibitions or performances have been exhibited. Breach of any condition in the license shall be a cause for immediate suspension or revocation of the license, in the discretion of the commissioner.

The exhibiting of any parade, show or entertainment of any traveling circus or traveling amusement show without first taking out such license shall be deemed a misdemeanor, and the person, persons, firm or corporation owning or controlling such traveling circus or traveling amusement show, or the manager or officer in charge thereof within the State, shall be punished by a fine of not more than \$1,000.

The District Court and Superior Courts in the counties where such traveling circus or traveling amusement show exhibits or parades shall have jurisdiction over said offense.

R.S.1954, c. 100, § 56; 1959, c. 182, § 2; 1963, c. 151; c. 402, § 130.