

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

*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 4  
Titles 21 to 25



**Boston, Mass.**  
Boston Law Book Co.

**Orford, N. H.**  
Equity Publishing Corporation

**St. Paul, Minn.**  
West Publishing Co.

Text of Revised Statutes  
Copyright © 1964  
by  
State of Maine

This is a historical version of the Maine Revised Statutes that may not reflect the current state of the law. For the most current version, go to:

<http://legislature.maine.gov/legis/statutes/>

## CHAPTER 853

## SOLICITATION OF CHARITABLE FUNDS

Sec.

3151. Definitions.

3152. License.

3153. Out-of-state organizations.

3154. Enforcement and penalties.

**§ 3151. Definitions**

The following words and phrases as used in this chapter shall have the following meanings unless a different meaning is required by the context:

**1. Charitable organizations.** "Charitable organizations" shall mean any group of benevolent, philanthropic, patriotic or eleemosynary persons or persons purporting to be such.

**2. Contribution.** "Contribution" shall mean the promise or grant of any money or property of any kind or value.

**3. Person.** "Person" shall mean any individual, organization, group, association, partnership, corporation or any combination of them.

**4. Professional fund raiser.** "Professional fund raiser" shall mean any person who, for compensation or other consideration plans, conducts, manages or carries on any drive or campaign in this State for the purpose of soliciting contributions for or on behalf of any charitable organization or any other person, or who engages in the business of, or holds himself out to persons in this State as independently engaged in the business of soliciting contributions for such purpose. A bona fide officer or employee of a charitable organization shall not be deemed a professional fund raiser.

**5. Professional solicitor.** "Professional solicitor" shall mean any person who is employed by any person or charitable organization for compensation or other consideration to solicit contributions for charitable purposes from persons in this State.

1955, c. 422, § 1.

**§ 3152. License**

No professional fund raiser and no professional solicitor shall solicit funds for charitable or benevolent purposes outside of the

municipalities where such persons reside or where such firm, corporation or association has its place of business, without having in full force a written license therefor from the department. No license shall be granted for a term exceeding one year. The department shall grant such license whenever it shall be shown to its satisfaction that the person or organization requesting the license is reputable and responsible and has suitable facilities for applying the funds to the purpose for which they are to be solicited, and that the records of such funds and the purpose for which they are used will be properly and accurately kept. Such license shall be furnished to the licensee without fee or charge, and may be revoked by the department whenever in its discretion it seems for the best interest of the public to do so.

Application for such a license shall contain the following:

1. **Name.** The name under which the charitable organization intends to solicit contributions;
2. **Addresses.** The names and addresses of president, secretary and treasurer and places where records will be kept; addresses shall include both residence and place of business;
3. **Professional fund raisers and solicitors.** The names and addresses of any paid professional fund raisers and paid professional solicitors who act or will act on behalf of the charitable organization, together with a statement setting forth the terms of the arrangements for salaries, bonuses, commissions or other remuneration to be paid the paid professional fund raisers, and the paid or professional solicitors;
4. **Purpose of charitable organization.** The general purpose for which the charitable organization is organized;
5. **Use of contributions.** The purpose for which the contributions to be solicited will be used;
6. **Time of solicitation.** The period of time during which the solicitation will be made;
7. **Other information.** Such other information as may be necessary or appropriate in the public interest or for the protection of contributors;
8. **Application form.** The application form and any other documents prescribed by the department shall be signed by the president or other authorized officer and the chief fiscal officer of the charitable organization.

1955, c. 422, § 1.

**§ 3153. Out-of-state organizations**

Any charitable organization having its principal place of business without the State or organized under and by virtue of the laws of a foreign state, or which shall solicit contributions from people in this State, shall be deemed to have irrevocably appointed the department as its agent upon whom may be served any summons, subpoena, subpoena duces tecum or other process directed to such charitable organization, or any partner, principal, officer or director thereof, in any action or proceeding brought by the Attorney General under this chapter.

1955, c. 422, § 1.

**§ 3154. Enforcement and penalties**

In the event that any solicitation is conducted without compliance with the terms of this chapter, the department shall have the right to enjoin the solicitation and the person concerned shall be punished by a fine of not more than \$500 or by imprisonment for not more than 11 months, or by both.

1955, c. 422, § 1.