

MAINE STATE LEGISLATURE

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CHAPTER 43
PHOTOGRAPHERS

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§ 2951. Construction

This chapter shall not be construed as repealing or affecting any law applicable to a particular town, city or village heretofore enacted or any ordinance or bylaw heretofore adopted in conformity with such law.

R.S.1954, c. 100, § 130.

§ 2952. Definitions

It is declared that it is in the public interest to require the licensing of persons desiring to practice the profession of an itinerant photographer. An itinerant photographer is defined to be a person, partnership or corporation, having no regularly established place of business in this State, who personally or by agents or servants goes from town to town or from place to place within a town soliciting the making of photographic pictures or reproductions with a view to selling the same to the persons solicited. It shall be unlawful for any person to practice as an itinerant photographer until such person shall have been licensed as provided. The words "regularly established place of business" are defined to mean a place of business open to the public at least 5 days a week for not less than 6 hours daily and having one or more persons in charge thereof.

R.S.1954, c. 100, § 120.

§ 2953. License; application

Application for an itinerant photographer's license shall be made in writing to the Secretary of State upon blanks prepared

by him for that purpose. In case of persons, the application shall contain the name, age, residence and address, and the name and address of the principal place of business of his employer or principal. In case of corporations, the application shall contain the name, address of principal place of business, names of the officers, and shall state that it does not have a regularly established business within the State. The license fee shall be paid when the application is filed. Upon complaint of any person to the Secretary of State that any other person, firm or corporation is in the business of photography without having a regularly established place of business within the State, the Secretary of State shall make inquiry and the person, firm or corporation complained of shall forthwith notify the Secretary of State as to the location of the claimed regularly established place of business.

R.S.1954, c. 100, § 122.

§ 2954. —Fees

Any person who practices the profession of an itinerant photographer in this State, whether as principal, agent or servant, and whether engaged in soliciting or in one or more of the operations involved in the making of photographic pictures or reproductions, shall obtain a license as provided, paying therefor an annual fee of \$100. Such license shall be issued by the Secretary of State. Each license shall contain a statement of the name, place of residence and address of the licensee, his place of birth and his nationality, and shall contain his description and such additional information as the Secretary of State may prescribe, and shall be numbered and memorandum thereof recorded by the Secretary of State in a book kept for that purpose.

R.S.1954, c. 100, § 121.

§ 2955. —Refusal and revocation

The Secretary of State shall have the right to refuse a license when he has reason to believe that the applicant is not of good moral character or not financially responsible, or when in his judgment the applicant is not a suitable person to have such a license, and may for reasonable cause revoke the license of any itinerant photographer.

R.S.1954, c. 100, § 123.

§ 2956. —Expiration

Each license granted under this chapter shall, unless sooner revoked, expire on December 31st of the year in which it is issued.

R.S.1954, c. 100, § 124.

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§ 2957. Signature of Secretary of State

A license to practice as an itinerant photographer shall not be valid unless signed by the Secretary of State or his deputy, and no license shall be issued or granted by the officials of any municipality to any person who has not received a license issued by the Secretary of State according to this chapter.

R.S.1954, c. 100, § 125.

§ 2958. Show of license

Any person licensed to practice as an itinerant photographer who refuses to show his license upon request shall be punished by a fine of not more than \$25.

R.S.1954, c. 100, § 127.

§ 2959. Local licenses

The mayor and aldermen of any city or selectmen of any town may grant licenses to persons desiring to practice as itinerant photographers within their respective municipalities, and fix the fee therefor, and may revoke such licenses when in their judgment the public interests require it.

R.S.1954, c. 100, § 128.

§ 2960. Violations

Any person who violates any of the provisions of this chapter or who practices as an itinerant photographer without being licensed as provided in section 2954, or who makes a false statement in or in connection with an application for such license, shall be punished by a fine of not more than \$500 or by imprisonment for not more than 11 months, or by both.

R.S.1954, c. 100, § 126.

§ 2961. Penalties

Any person who practices as an itinerant photographer in any town or city without having first obtained a license from the municipal officers, if one is required, shall be punished by a fine of not more than \$100.

R.S.1954, c. 100, § 129.