

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1836.

AUGUSTA:
SMITH & ROBINSON,.....PRINTERS.

1836.

SIXTEENTH LEGISLATURE.

No. 52.

SENATE.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT
HUNDRED AND THIRTY-SIX.

AN ACT to prohibit Agencies for Banks out of the State, private Banking, and to regulate Banks and Banking.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That no person, association of persons or body corporate, shall without the authority, and assent of the Legislature of this State, first had and obtained, open, or keep any office, or hold any agency in this State for the purpose of receiving deposits, for and on account of any Bank, or Banking Company, not incorporated by the Legislature of this State, or for and on account of any private banker not a resident of

12 this State; nor for the purpose of discounting
 13 or purchasing any notes, drafts or bills, for and
 14 on account of any such **Bank, Banking Compa-**
 15 **ny or private Banker;** nor for the purpose of
 16 issuing any evidences of debt, to be loaned or
 17 put in circulation, as money, of any such **Bank,**
 18 **Banking Company or private Banker. Provid-**
 19 *ed however,* That nothing in this section shall
 20 be construed to limit or restrain the powers
 21 granted to the **Banks** incorporated by the **Legis-**
 22 **lature** of this State, as the same are prescribed
 23 and defined in and by the **Act** entitled **An Act**
 24 to regulate **Banks and Banking,** passed **March**
 25 **thirty-first,** one thousand eight hundred and
 26 **thirty-one;** nor to prevent any **Bank** from pay-
 27 **ing out** any foreign bills, received in the usual
 28 course of its business, of a denomination not less
 29 than five dollars.

SECT. 2. *Be it further enacted,* That no
 2 person shall issue any drafts, bills or promissory
 3 notes, or other evidences of debt, payable to
 4 bearer or order, as a private **Banker,** for the pur-
 5 pose of loaning them or putting them in circula-
 6 tion as money.

SECT. 3. *Be it further enacted,* That any
 2 person or corporation who shall contravene any
 3 of the provisions of the two first sections of this
 4 Act, or shall directly or indirectly, give aid or
 5 assent to such violation, shall forfeit and pay the
 6 sum of one thousand dollars, for each and every
 7 such offence, to be recovered by information or
 8 indictment, for the use of the State, or by action
 9 of debt, one half to the use of the State, and
 10 the other half to the person who may first sue
 11 for the same.

SECT. 4. *Be it further enacted,* That no
 2 Commissioner of Banks, appointed under the
 3 31st section of the Act entitled An Act to reg-
 4 ulate Banks and Banking, passed March thirty
 5 first, one thousand eight hundred and thirty one,
 6 during the tenure of his office as such Commis-
 7 sioner, shall hold any office in any Bank in this
 8 State; and the office of any Bank Commission-
 9 er holding office as aforesaid, in any such Bank,
 10 is hereby declared vacant.

SECT. 5. *Be it further enacted,* That within
 2 ten days, after acceptance of its charter, any
 3 Banks hereafter incorporated, shall give notice
 4 of such acceptance to the Secretary of State.

SECT. 6. *Be it further enacted,* That in
2 addition to the requirements of the twenty-
3 second section of an Act entitled An Act to
4 regulate Banks and Banking, passed March
5 thirty-first, one thousand eight hundred and
6 thirty-one, the Cashier of every Bank shall
7 make return in a distinct column of the amount
8 of bills in circulation under five dollars.

STATE OF MAINE.

IN SENATE, March 10, 1836.

This Bill was read once, and ordered that 300 copies of the same
be printed for the use of the Legislature.

(Extract from the Journal.)

Attest, WILLIAM TRAFTON, Secretary.