

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
106TH LEGISLATURE

COMMITTEE AMENDMENT "A" to H. P. 1344, L. D. 1778, Bill,
"AN ACT Relating to Certain Disclosures in the Solicitation of
Charitable Contributions."

Amend said Bill by inserting after the enacting clause
the following:

'Sec. 1. R. S., T. 22, § 3151, sub-§ 4, amended. The
last sentence of subsection 4 of section 3151 of Title 22 of
the Revised Statutes is amended to read as follows:

A bona fide officer or employee of a charitable organization
shall not be deemed a professional fund raiser unless his
salary or other compensation is computed on the basis of funds
to be raised or actually raised.'

Further amend said Bill in section 2 in that part
designated "§ 3155." (same in L. D.) by striking out all of the
first underlined paragraph and inserting in place thereof the
following:

'It shall be a violation of this chapter for a professional
solicitor or professional fund raiser to solicit funds for a
charitable purpose from a prospective donor in the State of
Maine without fully disclosing to the prospective donor the
estimated cost of the solicitation, where less than 70% of the
amount donated will be expended for the specific charitable
purpose.'

(Filing No. H-411)

Further amend said Bill by adding at the end before the Statement of Fact (same in L. D.) the following:

'Sec. 4. R. S., T. 22, § 3156, additional. Title 22 of the Revised Statutes is amended by adding a new section 3156 to read as follows:

§ 3156. Violation as unfair trade practice

Any violation of this chapter shall constitute a violation of Title 5, chapter 10, the Unfair Trade Practices Act.'

Further amend said Bill by renumbering sections 1 and 2 to be sections 2 and 3.

Statement of Fact

The purposes of the amendments are to eliminate ambiguities in the original draft and to make any violation a violation of the Unfair Trade Practices Act for enforcement purposes.

Reported by the Committee on Business Legislation.

Reproduced and distributed under the direction of the Clerk of the House.

5/21/73

(Filing No. H-411)