

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
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3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 569

6
7 H.P. 469

House of Representatives, February 7, 1983

8 Received by the Clerk of the House on February 7, 1983. Referred to the
9 Committee on Business Legislation and ordered printed pursuant to Joint Rule
10 14.

EDWIN H. PERT, Clerk

Presented by Representative Allen of Washington.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Amend the Statutes Relating
18 to Itinerant Sellers.
19

20 Be it enacted by the People of the State of Maine as
21 follows:

22 32 MRSA §4682-A is enacted to read:

23 §4682-A. Transient sellers to have valid license or
24 copy in their possession; violations

25 Every transient seller of consumer merchandise
26 shall have a valid license or a copy of a valid li-
27 cence issued to his employer, as required by this
28 chapter, in his immediate possession at all times
29 when engaging in sales of consumer merchandise in
30 this State and shall hand the license or copy thereof
31 over for inspection upon demand. No person charged
32 with violating this section may be adjudicated to
33 have violated this section if he produces in court a

1 license valid at the time of issuance of the summons
2 and issued to him or his employer. If the person
3 summoned is an employee of the licensee, he shall
4 show that he was employed by the licensee at the time
5 the summons was issued. If the person summoned shall
6 exhibit to a law enforcement officer designated by
7 the issuing officer such a license or copy thereof,
8 not later than 24 hours before the time set for the
9 court appearance, then the court proceeding shall be
10 dismissed.

11 A violation of this section is a civil violation
12 for which a forfeiture of not more than \$200 may be
13 adjudged.

14 STATEMENT OF FACT

15 Under present law, itinerant sellers of consumer
16 merchandise are required to be licensed but the
17 employees of the itinerant sellers do not have to be
18 licensed and do not have to carry any evidence of
19 their employer's license. This makes it difficult
20 for law enforcement officers to enforce the law.

21 The purpose of this bill is to aid law enforce-
22 ment efforts by requiring all itinerant sellers to
23 carry a copy of their employer's license when they
24 are engaging in the business of itinerant sales in
25 Maine and exhibit a copy on demand of a law enforce-
26 ment officer.

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