

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 230

H.P. 165

House of Representatives, February 16, 1989

Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 24.

Reference to the Committee on Business Legislation suggested and ordered printed.

Ed Pert

EDWIN H. PERT, Clerk

Presented by Representative STEVENS of Sabattus.

Cosponsored by Senator BALDACCI of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-NINE

An Act to Amend the Charitable Solicitations Act.



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

3 Sec. 1. 9 MRSA §5004, sub-§2-A is enacted to read:

5 2-A. Fee for registration statement. Charitable
7 organizations shall pay an initial and a renewal fee of \$25.

9 Sec. 2. 9 MRSA §5005, sub-§1, as amended by PL 1981, c. 456,
Pt. A, §26, is further amended to read:

11 1. Financial report. The following shall file a financial
13 report with the commissioner ~~within 6 months after the close of~~
15 at the same time as the annual renewal registration statement
is filed; this financial report shall cover the organization's
most recently audited fiscal year:

17 A. The principal officer of every charitable organization
19 registered pursuant to section 5004 and receiving more than
\$30,000 in gross contributions during the organization's
21 fiscal year; and

23 B. Any chapter, branch or affiliate of a parent
25 organization which receives, separate from contributions to
the parent organization, more than \$30,000 in gross
contributions during its fiscal year.

27 Sec. 3. 9 MRSA §5006, sub-§2, as amended by PL 1981, c. 456,
Pt. A, §30, is repealed.

29 Sec. 4. 9 MRSA §5012, as amended by PL 1979, c. 678, §11 is
31 repealed and the following enacted in its place:

33 §5012. Charitable solicitation disclosure

35 It shall be a violation of this chapter for:

37 1. Solicitation of contributions. Any person to solicit
39 contributions from a prospective donor without fully disclosing
41 to the prospective donor, at the time of solicitation but prior
43 to the request for contributions, the name and address of the
charitable organization for which the solicitation is being
conducted; and

45 2. Solicitation by a professional charitable fund raiser.
47 Any professional fund-raising counsel, professional solicitor or
49 commercial coventurer, or any of its agents or persons acting on
its behalf, to solicit contributions from a prospective donor
without fully disclosing to the prospective donor at the time of
solicitation but prior to the request for contributions:

