

# MAINE STATE LEGISLATURE

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# SEVENTY-FOURTH LEGISLATURE

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HOUSE.

No. 290

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND NINE.

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AN ACT to amend Chapter one hundred and eighty-nine of the Laws of nineteen hundred and seven prohibiting publications relating to patent or other medicines in language of immoral tendency, or of ambiguous character, and protecting the public against the dangers from the indiscriminate distribution of samples of medicine.

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

Section 1. Section one of chapter one hundred and eighty-  
2 nine of the laws of nineteen hundred and seven is hereby  
3 amended by inserting after the word "sale" in the first  
4 line thereof the words "or distribution by hand or other-  
5 wise," so that said section, as amended, shall read as fol-  
6 lows:

'Section 1. The publication or sale or distribution by hand  
8 or otherwise within this State of any circular, pamphlet, or  
9 book containing recipes or prescriptions for the cure of  
10 chronic female complaints or private diseases, or recipes or  
11 prescriptions for drops, pills, tinctures, or other compounds  
12 designed to prevent conception, or tending to produce mis-  
13 carriage or abortion is hereby prohibited; and for each copy  
14 thereof, so published and sold, containing such prohibited  
15 recipes or prescriptions, the publisher and seller shall each  
16 be deemed guilty of a misdemeanor, and shall be liable to  
17 the same penalties provided for a violation of the preceding  
18 section. Any person or persons, their agents or clerks, who  
19 shall fail to comply with the requirements herein expressed,  
20 shall be deemed guilty of a misdemeanor and shall be liable  
21 to a fine not less than fifty nor more than one hundred dol-  
22 lars, or to imprisonment in the county jail not exceeding three  
23 months, or both, for each and every offense.'

Sect. 2. Section two of said chapter is hereby amended  
2 by striking out in line seven of said section the words "that  
3 contains poison or other ingredient deleterious to health,"  
4 so that said section, as amended, shall read as follows:

'Section 2. Any person, firm or corporation who, by him-  
6 self, his servant or agent, or as the servant or agent of any  
7 other person or firm, shall leave, throw, or deposit, or have  
8 in his possession with intent to leave, throw or deposit upon  
9 the doorstep, hall, porch, doorway, vestibule, or premises  
10 owned or occupied by another, any patent or proprietary

11 medicine or any preparation, pill, tablet, or drug, shall be  
12 deemed guilty of a misdemeanor and shall be punished by a  
13 fine of not less than twenty nor more than one thousand dol-  
14 lars or by imprisonment for not less than thirty days nor  
15 more than one year.'

STATE OF MAINE.

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HOUSE OF REPRESENTATIVES,

Augusta, Feb. 24, 1909.

Tabled pending reference to a committee by Mr. MOULTON  
of Cumberland and ordered printed.

E. M. THOMPSON, *Clerk.*