

# MAINE STATE LEGISLATURE

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# SEVENTY-FOURTH LEGISLATURE

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HOUSE

No. 295

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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 relating to hawkers and peddlers.

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

Section 1. No person shall go about from town to town,  
2 or from place to place in the same town, exposing for sale  
3 or selling, any goods or chattels other than fruit grown in  
4 the United States, fruit trees, provisions, live animals,  
5 brooms, pianos, organs, wagons, sleighs, agricultural imple-  
6 ments, fuel, newspapers, agricultural products of the United  
7 States, the product of his own labor or the labor of his fam-  
8 ily, any map made by him and copyrighted in his name, any  
9 patent of his own invention, or in which he has become in-  
10 terested by being a member of any firm, or stockholder in  
11 any corporation which has purchased the patent, until he

12 shall have procured a license so to do as hereinafter pro-  
13 vided.

Sect. 2. The secretary of State shall grant a license, to  
2 go about exposing for sale and selling, any goods, wares or  
3 merchandise, to any person who files in his office a certifi-  
4 cate signed by the mayor of a city, or by the majority of the  
5 selectmen of a town, stating to their best knowledge and  
6 belief that the applicant therein named is of good moral  
7 character; but such license shall be granted to no other per-  
8 son. The mayor or selectmen before granting such certifi-  
9 cate, shall require the applicant to make oath that he is the  
10 person named therein, and the mayor or said selectmen are  
11 hereby authorized to administer said oath.

Sect. 3. The secretary shall cause to be inserted in every  
2 such license the names of such cities and towns as the appli-  
3 cant selects, with the sums to be paid to the respective treas-  
4 urers thereof, as provided in the following section, and shall  
5 receive from the applicant one dollar for each city and town  
6 so inserted. Every person so licensed may sell as aforesaid,  
7 in any city or town mentioned in his license, any goods,  
8 wares or merchandise upon first paying the required sum to  
9 the treasurer of such city or town, who shall certify on the  
10 face of said license the sum so paid.

Sect. 4. Every person licensed under the two preceding  
2 sections, shall pay to the treasurer of each city or town men-  
3 tioned in his license, the sums following: For every town  
4 containing not more than one thousand inhabitants, accord-

5 ing to the United States census next preceding the date of  
6 his license, three dollars; for towns containing more than  
7 one thousand and less than two thousand inhabitants, six dol-  
8 lars; for every thousand inhabitants in excess of two thou-  
9 sand, two dollars, provided, that the sum so to be paid to  
10 any such treasurer shall in no case exceed twenty dollars.

Sect. 5. The secretary, upon conditions required in sec-  
2 tion two, may grant special State licenses, upon the pay-  
3 ment by the applicant of fifty dollars for each license, and  
4 the person so licensed may expose for sale and sell, in any  
5 city or town in this State, any goods, wares or merchandise.  
6 He may also grant as aforesaid, upon the payment by the  
7 applicant of one dollar for each county mentioned therein,  
8 special county licenses, and the person so licensed, upon pay-  
9 ing to the treasurer of each county mentioned in said license,  
10 the sum of five dollars, may expose for sale and sell, within  
11 such counties, any tin, brittania, glass, earthen, iron or wood-  
12 en wares, manufactured in the United States. The re-  
13 spective county treasurers, upon receipt of the aforesaid  
14 sum, shall certify on the face of said license the amount so  
15 received.

Sect. 6. The secretary of State and the treasurers of  
2 counties, cities and towns, shall severally keep records of all  
3 licenses upon which the sums herein provided have been paid  
4 to them, with the number of each, the names and residences  
5 of the persons licensed, and the sums received thereon, and  
6 all such records shall be opened for public inspection.

Sect. 7. All sums paid to the secretary under this chapter shall be for the use of the State, and all sums paid to the treasurer of a county, city or town, shall be for the use of such county, city or town, provided, however, that the fee of one dollar paid for each license, shall be for the personal use of said secretary.

Sect. 8. Every person licensed to peddle, as hereinbefore provided, when his license is demanded of him by a mayor, alderman, selectman, sheriff, or his deputy, constable, police officer or customer, shall forthwith exhibit it, and if he neglects or refuses so to do, shall be subject to the same penalty as if he had no license. A synopsis of this chapter shall be printed on every license.

Sect. 9. Whoever goes from town to town, or from place to place in the same town, carrying for sale or exposing for sale, any goods, wares or merchandise, contrary to the provisions of this act, shall be punished by a fine not exceeding one hundred dollars for each offense or imprisonment not over sixty days.

Sect. 10. All licenses granted under this chapter shall bear date the day on which they are issued, and shall continue in force one year.

Sect. 11. Sheriffs and their deputies, constables and police officers shall arrest and prosecute every person within their jurisdiction whom they have reason to believe to be guilty of violation of any of the provisions of this act; and one-half of any fine recovered under section nine of this

6 act shall inure to the prosecutor, the balance to the town or  
7 city in which the offense was committed.

Sect. 12. Trial justices and judges of municipal courts  
2 shall have jurisdiction of all offenses committed under this  
3 chapter.

Sect. 13. The provisions of this chapter are not applicable  
2 to commercial agents, selling goods by sample to dealers  
3 only.

Sect. 14. All acts and parts of acts inconsistent herewith,  
2 are repealed.







STATE OF MAINE.

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HOUSE OF REPRESENTATIVES,

Augusta, Feb. 24, 1909.

Tabled pending reference to a committee by Mr. WING of  
Auburn and ordered printed.

E. M. THOMPSON, *Clerk*.