

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

HOUSE

NO. 244

House of Representatives, Feb. 14, 1913.

*Tabled pending reference to a committee by Mr. Waterhouse
of Kennebunk and ordered printed.*

W. R. ROIX, Clerk.

STATE OF MAINE

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

AN ACT to define and prohibit unfair competition and discrimination, and to define the powers and duties of the Attorney General in regard thereto.

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

Section 1. Any person, firm or corporation, foreign or
2 domestic, doing business in the State of Maine, and engaged
3 in the production, manufacture or distribution of any com-
4 modity in general use, that intentionally, for the purpose of
5 destroying the competition, of any regular, established deal-
6 er in such commodity, or to prevent the competition of any
7 person who, in good faith intends or attempts to become
8 such dealer, shall discriminate between different sections,
9 communities, or cities of this state, by selling such com-

10 modify at a lower rate in one section, community or city,
11 or any portion thereof than such person, firm or corporation,
12 foreign or domestic charges for such commodity in another
13 section, community, or city, after equalizing the distance
14 from the point of production, manufacture, or distribution
15 and freight rates therefrom, shall be deemed guilty of un-
16 fair discrimination.

Sect. 2. If complaint shall be made to the attorney gen-
2 eral that any corporation is guilty of unfair discrimination
3 as defined by this act, he shall investigate such complaint
4 and for that purpose he may subpoena witnesses, adminis-
5 ter oaths, take testimony and require the production of books
6 or other documents, and, if in his opinion sufficient grounds
7 exist therefor, he may prosecute an action in the name of
8 the state in the proper court to annul the charter or revoke
9 the permit of such corporation, as the case may be, and to
10 permanently enjoin such corporation from doing busi-
11 ness in this state, and if in such action the court shall find
12 that such corporation is guilty of unfair discrimination as
13 defined by this act, such court shall annul the charter or re-
14 voke the permit of such corporation, and may permanently
15 enjoin it from doing business in this State.

Sect. 3. Any person, firm, or corporation violating the
2 provisions of section one (1) of this act, shall, upon con-
3 viction thereof, be fined not less than two hundred dollars
4 nor more than ten thousand dollars for each offense.