

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 99

In Senate, Jan. 27, 1913.

Came from the House referred to the Committee on Agriculture and on motion by Senator Stearns of Oxford laid on the table for printing pending reference in concurrence.

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to amend sections five and six of chapter fifteen of the Public Laws of nineteen hundred and seven, as amended by chapter thirty-four of the Public Laws of nineteen hundred and nine and chapters eighty-four and one hundred seventy-six of the Public Laws of nineteen hundred and eleven, relating to the protection of trees and shrubs from dangerous insects and diseases.

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

Section 1. Section five of chapter fifteen of the Public
2 Laws of nineteen hundred and seven is hereby amended by
3 adding to said section, at the end thereof, the following:

‘And said transportation companies shall immediately upon

5 receiving consignments notify the Commissioner of Agri-
6 culture of the fact that such consignments are in their pos-
7 session, or en route to some point within the state, and give
8 the names and addresses of the consignor and consignee,
9 destination of each shipment, the name of the transportation
10 company bringing such stock, and the road or roads over
11 which it is brought; and shall also make such further report
12 relative to such shipments as the Commissioner of Agricul-
13 ture may from time to time require.

(Samples of notices will be sent on application.)'

Sect. 2. Section six of chapter fifteen of the Public Laws
2 of nineteen hundred and seven as amended by chapter thir-
3 ty-four of the Public Laws of nineteen hundred and nine
4 and chapters eighty-four and one hundred and seventy-six
5 of the Public Laws of nineteen hundred and eleven is here-
6 by amended by striking out all of said section except the
7 last paragraph, and substituting in place thereof the follow-
8 ing: 'No person, firm or corporation, excepting growers,
9 shall engage in, continue in, or carry on the business of sell-
10 ing or dealing in nursery stock, or solicit purchases of nurs-
11 ery stock within this state, either as owner thereof, or as
12 agent of such owner, without first obtaining a license to car-
13 ry on and conduct such business in this state. The form of
14 license shall be prescribed by the State Horticulturist, and
15 the license shall be issued by him upon proper application
16 therefor, and shall run one year from date of issue. The
17 license fee shall be five dollars (\$5.00) per annum for agents,

18 dealers, salesmen or solicitors. The license shall be issued
19 in the name of the dealer, solicitor, salesman, or agent, as
20 the case may be, and no license shall be assigned or trans-
21 ferred. Licenses of salesmen, dealers, agents, or solicitors
22 shall show the name and location of nursery and place of
23 business of the nurserymen or tree dealers whom they rep-
24 resent or from whom they purchase their stock. Fees ob-
25 tained from such licenses shall be paid into the State Treas-
26 ury and added to the appropriation of the Bureau of Horti-
27 culture, and shall be used exclusively for the inspection of
28 nursery stock introduced into the State of Maine from out-
29 side the State of Maine. Such license may be revoked at
30 any time for failure to comply with aforesaid requirements,
31 or for such other causes as may in the opinion of the Com-
32 missioner of Agriculture be deemed sufficient. Any viola-
33 tion of these requirements shall be punishable by a fine of
34 not less than ten nor more than fifty dollars for each of-
35 fense;’ so that said section as amended shall read as follows :

‘No person, firm or corporation, excepting growers, shall
37 engage in, continue in, or carry on the business of selling or
38 dealing in nursery stock, or solicit purchases of nursery stock
39 within this state, either as owner thereof, or as agent of such
40 owner, without first obtaining a license to carry on and con-
41 duct such business in this state. The form of license shall
42 be prescribed by the State Horticulturist, and the license
43 shall be issued by him upon proper application therefor, and
44 shall run one year from date of issue. The license fee shall

45 be five dollars (\$5.00) per annum for agents, dealers, sales-
46 men or solicitors. The license shall be issued in the name
47 of the dealer, solicitor, salesman, or agent, as the case may
48 be, and no license shall be assigned or transferred. Li-
49 censes of salesmen, dealers, agents, or solicitors shall show
50 the name and location of nursery and place of business of
51 the nurserymen or tree dealers whom they represent or from
52 whom they purchase their stock. Fees obtained from such
53 licenses shall be paid into the State Treasury and added to
54 the appropriation of the Bureau of Horticulture, and shall
55 be used exclusively for the inspection of nursery stock in-
56 troduced into the State of Maine from outside the State of
57 Maine. Such license may be revoked at any time for failure
58 to comply with aforesaid requirements, or for such other
59 causes as may in the opinion of the Commissioner of Agri-
60 culture be deemed sufficient. Any violation of these re-
61 quirements shall be punishable by a fine of not less than ten
62 nor more than fifty dollars for each offense.

For the purpose of this act the term nursery stock is here-
64 by applied to fruit trees, ornamental trees, shrubs and vines,
65 and includes currant, gooseberry, blackberry and raspberry
66 bushes.'