

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 537

In Senate, March 17, 1913.

*Reported by Senator Conant from Committee on Agriculture,
and ordered printed under joint rules.*

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to amend Section five of Chapter fifteen of the Public Laws of nineteen hundred and seven and also Section six of said chapter, as amended by Chapter thirty-four of the Public Laws of nineteen hundred and nine and Chapters eighty-four and one hundred and 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 laws of nineteen hundred and seven is hereby amended by

3 adding to said section, at the end thereof, the following :

4 'Shipments of nursery stock into the state of Maine shall
5 be reported immediately by an agent of the transportation
6 company upon receipt at destination; said report to be
7 mailed to the commissioner of agriculture and to contain
8 general description of shipment, name of consignor, name
9 of consignee and place of destination if known. (Samples
10 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 and
4 chapters eighty-four and one hundred and seventy-six of
5 the public laws of nineteen hundred and eleven is hereby
6 amended by striking out all of said section except the last
7 paragraph, and substituting in place thereof the following:
8 'No person, firm or corporation, excepting growers, shall
9 engage in, continue in, or carry on the business of selling
10 or dealing in nursery stock, or solicit purchases of nursery
11 stock within this state, either as owner thereof, or as agent
12 of such owner, without first obtaining a license to carry on
13 and conduct such business in this state. The form of license
14 shall be prescribed by the state horticulturist, and the license
15 shall be issued by him upon proper application therefor, and
16 shall run one year from date of issue. The license fee
17 shall be five dollars (\$5.00) per annum for agents, dealers,
18 salesmen or solicitors. The license shall be issued in the
19 name of the dealer, solicitor, salesman, or agent, as the

20 case may be, and no license shall be assigned or transferred.
21 Licenses of salesmen, dealers, agents, or solicitors shall
22 show the name and location of nursery and place of busi-
23 ness of the nurserymen or tree dealers whom they represent
24 or from whom they purchase their stock. Fees obtained
25 from such licenses shall be paid into the state treasury and
26 added to the appropriation of the bureau of horticulture,
27 and shall be used exclusively for the inspection of nursery
28 stock introduced into the state of Maine from outside the
29 state of Maine. Such license may be revoked at any time
30 for failure to comply with aforesaid requirements, or for
31 such other causes as may in the opinion of the commis-
32 sioner of agriculture be deemed sufficient. Any violation
33 of these requirements shall be punishable by a fine of not
34 less than ten nor more than fifty dollars for each offense;'
35 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
38 or dealing in nursery stock, or solicit purchases of nursery
39 stock within this state, either as owner thereof, or as agent
40 of such owner, without first obtaining a license to carry
41 on and conduct such business in this state. The form of
42 license shall be prescribed by the state horticulturist, and
43 the license shall be issued by him upon proper application
44 therefor, and shall run one year from date of issue. The
45 license fee shall be five dollars (\$5.00) per annum for
46 agents, dealers, salesmen or solicitors. The license shall

47 be issued in the name of the dealer, solicitor, salesman, or
48 agent, as the case may be, and no license shall be assigned
49 or transferred. Licenses of salesmen, dealers, agents, or
50 solicitors shall show the name and location of nursery and
51 place of business of the nurserymen or tree dealers whom
52 they represent or from whom they purchase their stock.
53 Fees obtained from such licenses shall be paid into the state
54 treasury and added to the appropriation of the bureau of
55 horticulture, and shall be used exclusively for the inspec-
56 tion of nursery stock introduced into the state of Maine
57 from outside the state of Maine. Such license may be re-
58 voked at any time for failure to comply with aforesaid
59 requirements, or for such other causes as may in the opin-
60 ion of the commissioner of agriculture be deemed sufficient.
61 Any violation of these requirements shall be punishable by
62 a fine of not less than ten nor more than fifty dollars for
63 each offense.

‘For the purpose of this act the term nursery stock is here-
64 by applied to all fruit and ornamental trees, shrubs and
65 vines, and includes currant, gooseberry, blackberry and rasp-
66 berry bushes, also strawberry plants.’