

MAINE STATE LEGISLATURE

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E I G H T Y - S I X T H L E G I S L A T U R E

Legislative Document

No. 590

H. P. 1127

House of Representatives, Feb. 8, 1933.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mr. Cook of Pittsfield by request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED THIRTY-THREE

AN ACT Relating to Corrupt Agreements by Attorneys and Others.

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

R. S. c. 133, § 12, amended. Section 12 of chapter 133 of the revised statutes is hereby amended to read as follows :

‘This section shall include in its application all persons, corporations or associations of whatever form or design operating, or in any manner engaging in, the business of collecting for others, claims, demands or accounts of any nature. No such person, corporation or association shall, under the penalties hereinbefore provided, in any manner or form solicit or receive, or acquire by any transfer, assignment, or other arrangement made with the intent, or for the purpose, of evading the provisions of this section, any such claims, demands or accounts for collection by legal process in this state; or, having solicited or received such claims, demands or accounts for collection without legal process, shall subsequently prosecute or arrange for the prosecution thereof by legal process in this state by or through any attorney at law,’ so that said section as amended shall read as follows :

‘Sec. 12. Corrupt agreements by attorneys and others; penalty. R. S. c. 124, sec. 12. Whoever loans, advances or promises to loan or advance any money, gives or promises to give day of payment on any demand left with him for collection, gives or promises any valuable consideration, becomes

liable in any manner for the payment of anything, becomes surety for another for such payment, or requests, advises or procures another person to become responsible or surety as aforesaid, with intent thereby to procure any account, note or other demand for the profit arising from its collection by a suit at law or in equity, or brings, prosecutes or defends, or agrees to bring, prosecute or defend, any suit at law or in equity upon shares shall be punished by a fine of not less than \$20.00, nor more than \$1,000.00, or by imprisonment for not more than 11 months. **This section shall include in its application all persons, corporations or associations of whatever form or design operating, or in any manner engaging in, the business of collecting for others, claims, demands or accounts of any nature. No such person, corporation or association shall, under the penalties hereinbefore provided, in any manner or form solicit or receive, or acquire by any transfer, assignment, or other arrangement made with the intent, or for the purpose, of evading the provisions of this section, any such claims, demands or accounts for collection by legal process in this state; or, having solicited or received such claims, demands or accounts for collection without legal process, shall subsequently prosecute or arrange for the prosecution thereof by legal process in this state by or through any attorney at law.'**