

# MAINE STATE LEGISLATURE

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# EIGHTY - SEVENTH LEGISLATURE

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## Legislative Document

No. 143

S. P. 194

In Senate, January 24, 1935.

Referred to Committee on Judiciary, sent down for concurrence and 500 copies ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Burkett of Cumberland.

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## STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
THIRTY-FIVE

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### AN ACT Relating to Persons Maintaining Licensed Homes for Children.

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

**P. L., 1933, c. 1, §§ 209, 210, amended.** Sections 209 and 210 of chapter 1 of the public laws of 1933 are hereby amended to read as follows:

**'Sec. 209. Persons maintaining children's homes to have license.** No person, firm, corporation, or association shall conduct or maintain a boarding-house or home for ~~3 or more children~~ **one or more children** under 16 years of age, unattended by parents or guardian, excepting children related to such persons by blood or marriage, or who have been legally adopted by such persons, or engage in, or assist in conducting a business of placing out or finding homes or otherwise disposing of children under 16 years of age, without having in full force a written license therefor from the department; provided, that nothing in this section shall apply to any institution, which is or shall come under the supervision of the department under any other provisions of this chapter; **further provided, that this section shall not apply in any case wherein a child is temporarily placed in a private home by its parent or parents, either with or without compensation, for a period not exceeding three months.** Whoever violates the provisions of this section shall be punished by a fine of not more than \$500 or by imprisonment for not more than 60 days.'

**'Sec. 210. Definition of "boarding-house for children."** The term "boarding-house for children" as used in the preceding section shall be held to mean a house or other place conducted or maintained by any one who advertises himself or holds himself out as conducting a boarding place for children under 16 years of age, or who receives illegitimate children under 16 years of age, or who has in his custody or control ~~3 or more children~~ **one or more children** under 16 years of age unattended by parents or guardians, for the purpose of providing such children with food or lodging, excepting children related to him by blood or marriage or who have been legally adopted by him.

The term "home for children" as used in said preceding section, shall be held to mean any children's home, orphanage, or other institution, association, organization, or individual engaged in receiving, caring for, and finding homes for orphaned, dependent, and neglected children.

Whoever advertises himself or holds himself out as placing or finding homes for, or otherwise disposing of children under 16 years of age, or whoever ~~within a period of 6 months~~ actually places or assists in placing in homes of persons other than relatives or causes or assists in causing the adoption or disposal otherwise of **one or more** ~~than 2~~ children under 16 years of age, shall be deemed as engaged or assisting in conducting a business of placing out or finding homes for children within the meaning of said section.'