

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

Legislative Document

No. 865

H. P. 1616

House of Representatives, February 14, 1939.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. MaXim of Portland.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to Real Estate Brokers.

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

Sec. 1. P. L., 1937, c. 83, § 7, amended. The 7th paragraph of section 7 of chapter 83 of the public laws of 1937 is hereby amended to read as follows:

‘Every **resident** real estate broker shall maintain a place of business in this state. If the real estate broker maintains more than 1 place of business within the state, a duplicate license shall be issued to such broker for each branch office maintained, and a fee of \$1 shall be paid for each duplicate license.’

Sec. 2. P. L., 1937, c. 83, § 10, amended. Section 10 of chapter 83 of the public laws of 1937 is hereby amended to read as follows:

‘**Sec. 10. Non-resident brokers and salesmen.** A non-resident of this state may become a real estate broker or a real estate salesman by conforming to all of the conditions of this section and this act.

In its discretion the commission may accept, in lieu of the recommendations and statements required under the provisions of section 5 hereinabove to accompany an application for license, the license issued to a non-resident broker or salesman in another state, upon payment of the license

fee and the filing by the applicant with the commission of a certified copy of applicant's license issued by such other state; (1) ~~Provided that such~~ **A non-resident** applicant, if a broker, shall maintain an active place of business in the state by ~~which he is originally licensed; and in which he is located;~~ and

(2) ~~Provided further that~~ Every non-resident applicant shall file an irrevocable consent that suits and actions may be commenced against such applicant in the proper court of any county of this state in which a cause of action may arise or in which the plaintiff may reside, by the service of any process or pleading authorized by the laws of this state on the secretary of the commission, said consent stipulating and agreeing that such service of such process or pleadings on said secretary shall be taken and held in all courts to be as valid and binding as if due service has been made upon said applicant personally within this state. Said instrument containing such consent shall be authenticated by the seal thereof, if a corporation, or by the acknowledged signature of a member or officer thereof, if otherwise. All such applications, except from individuals, shall be accompanied by the duly certified copy of the resolution of the proper officers or managing board, authorizing the proper officer to execute the same. In case any process or pleadings mentioned in the case are served upon the secretary of the commission, it shall be by duplicate copies, one of which shall be filed in the office of the commission, and the other immediately forwarded by registered mail to the main office of the applicant against which said process or pleadings are directed.'

Sec. 3. P. L., 1937, c. 83, § 13, amended. Section 13 of chapter 83 of the public laws of 1937 is hereby amended by adding at the end thereof the following: '**or to a non-resident broker who is doing business regularly and legally within his own state.'**