

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)

New Draft of: S. P. 179, L. D. 482 (New Title)

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

Legislative Document

No. 1333

S. P. 471

In Senate, April 23, 1959

Reported by Senator Lewis of Somerset from the Committee on Business Legislation, and printed under Joint Rules No. 10.

CHESTER T. WINSLOW, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-NINE

AN ACT Relating to Intent to Injure Under Unfair Sales Act.

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

Sec. 1. R. S., c. 184, § 2, amended. Section 2 of chapter 184 of the Revised Statutes, as amended by section 90 of chapter 429 of the public laws of 1957, is further amended by adding at the end the following:

‘In all prosecutions under this section, proof of consistent and repeated advertisements, offers to sell or sales of any items of merchandise by any retailer or wholesaler at less than cost to them as defined in this chapter, said advertisements, offers to sell and sales thereby forming a pattern of sales below cost, shall be prima facie evidence of intent to injure competitors and destroy competition.

Sec. 2. R. S., c. 184, § 4, sub-§ III, additional. Section 4 of chapter 184 of the Revised Statutes, as amended by section 91 of chapter 429 of the public laws of 1957, is further amended by adding at the end a new subsection III to read as follows:

‘III. In all proceedings under this section, proof of consistent and repeated advertisements, offers to sell or sales of any items of merchandise by any retailer or wholesaler at less than cost to them as defined in this chapter, said advertisements, offers to sell and sales thereby forming a pattern of sales below cost, shall be prima facie evidence of intent to injure competitors and destroy competition.’