

# MAINE STATE LEGISLATURE

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# Acts and Resolves

As Passed by the

## Seventy-Ninth Legislature

OF THE

# STATE OF MAINE

1919

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Published by the Secretary of State, in accordance with the Resolves of the Legislature  
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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Seventy-Ninth Legislature

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of the commission the sum of the capital to be secured by the issue of said stocks, bonds, notes or other evidences of indebtedness is required in good faith for purposes enumerated in this section; but the provisions of this chapter shall not apply to any stocks or bonds or other evidences of indebtedness heretofore lawfully authorized and issued; provided, however, that the commission may at the request of any public utility approve the issue of any stocks or bonds heretofore authorized but not issued. For the purpose of enabling the commission to determine whether it shall issue such an order, the commission shall make such inquiries for investigation, hold such hearings and examine such witnesses, books, papers, documents or contracts as it may deem of importance in enabling it to reach a determination. No order of the commission authorizing the issue of any stocks, bonds, notes, or other evidences of indebtedness shall limit or restrict the powers of the commission in determining and fixing any rate, fare, toll, charge, classification, schedule, or joint rate as provided in this chapter; provided, however, that no public utility shall be required to apply to the commission for authority to issue stocks, bonds, notes or other evidences of indebtedness for the acquisition of property, for the purposes of carrying out its corporate powers, the construction, completion, extension or improvement of its facilities, or the improvement or maintenance of its service outside the state, and this proviso shall apply also to the following section.'

Approved March 29, 1919.

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## Chapter 129.

An Act to Amend Sections Eleven, Twenty-five and Twenty-six of Chapter Forty-one of the Revised Statutes, Relating to Itinerant Vendors.

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

**Sec. 1. R. S., c. 41, § 11; relating to penalty for violation of itinerant vendor law, amended.** Section eleven of chapter forty-one of the revised statutes is hereby amended by striking out the words "fifty" in the fourth line of said section and inserting in place thereof the words 'two hundred,' and also by striking out the word "sixty" in the said fourth line of the section and inserting in place thereof the word 'ninety', so that said section, as amended, shall read as follows:

'**Sec. 11. Penalty increased.** Every itinerant vendor who shall sell or expose for sale, at public or private sale, any goods, wares and merchandise without state and local licenses therefor, issued as hereinafter provided, shall be punished for each offense by fine not exceeding two hundred dollars or by imprisonment not exceeding ninety days, or by both such fine and imprisonment.'

**Sec. 2. R. S., c. 41, § 25; relating to construction of term "itinerant vendor," amended.** Section twenty-five of chapter forty-one of the revised

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statutes is hereby amended by inserting after the word "car" in the ninth line of said section the words 'wagon or other conveyance', so that said section, as amended, shall read as follows:

**'Sec. 25. Made to include the selling from wagon or other conveyance.** The words "itinerant vendors" for the purposes of this chapter shall be construed to mean and include all persons, both principals and agents, who engage in a temporary or transient business in this state, either in one locality or in traveling from place to place selling goods, wares and merchandise, and who, for the purposes of carrying on such business, hire, lease or occupy any building or structure for the exhibition and sale of such goods, wares and merchandise, or who sells goods, wares and merchandise, at retail from a car, wagon or other conveyance, steamer or vessel. No itinerant vendor shall be relieved or exempted from the provisions and requirements hereof by reason of associating himself temporarily with any local dealer, trader or merchant, or by conducting such temporary or transient business in connection with or as a part of the business of, or in the name of any local dealer, trader or merchant.'

**Sec. 3. R. S., c. 41, § 26; relating to exemptions, amended.** Section twenty-six of chapter forty-one of the revised statutes is hereby amended by inserting after the word "hawkers" in the fifth line of said section the words 'or peddlers,' and by adding to said section the following: 'any of whom are bona fide residents of this state or of any other state or country whose laws impose no burden upon citizens of this state engaged in like business within their borders,' so that said section, as amended, shall read as follows:

**'Sec. 26. Persons exempt must be bona fide residents of state unless reciprocal; peddlers exempt.** The provisions of the fifteen preceding sections shall not apply to sales made to dealers by commercial travelers or selling agents in the usual course of business, nor to bona fide sales of goods, wares and merchandise by sample for future delivery, nor to hawkers or peddlers on the streets or peddlers from vehicles, any of whom are bona fide residents of this state or of any other state or country whose laws impose no burden upon citizens of this state engaged in like business within their borders.'

Approved March 29, 1919.

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## Chapter 130.

An Act to Amend Section Sixteen of Chapter One Hundred and Eighteen of the Revised Statutes, Increasing the Registration Fees of Dealers in Securities and their Agents or Salesmen.

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

**R. S., c. 118, § 16; relating to fees chargeable by bank commissioner, amended.** Section sixteen of chapter one hundred and eighteen of the