

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fourth Legislature

OF THE

STATE OF MAINE

1929

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PUBLIC LAWS
OF THE
STATE OF MAINE

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soliciting of loans in any manner, or advertising the business in any manner, every licensee shall state the rate of interest charged, and' so that said section, as amended, shall read as follows:

'Sec. 7. In soliciting or advertising licensee shall state the rate of interest charged. In the soliciting of loans in any manner, or advertising the business in any manner, every licensee shall state the rate of interest charged, and no licensee or other person or corporation shall print, publish or distribute or cause to be printed, published or distributed in any manner whatsoever, any written or printed statement with regard to the rates, terms or conditions for the lending of money, credit, goods or choses in action, in amounts of three hundred dollars or less, which is false or calculated to deceive.'

Approved April 5, 1929.

Chapter 196.

An Act Relative to Pledges.

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

R. S., c. 96, sec. 77; relating to pledge for payment of money, amended. Section seventy-seven of chapter ninety-six of the revised statutes relative to pledges is hereby amended by striking out all of said section and inserting in lieu thereof the following:

'Sec. 77. Written notice of intention to enforce payment by sale of the pledge; agent. The holder of stocks, bonds or other personal property in pledge for the payment of money or the performance of any other thing, may, after failure to pay or perform, sell such stocks, bonds or other personal property in the manner provided in the contract creating the pledge, if in writing, or he may proceed as hereinafter provided.

If the pledger is a resident of this state, the pledgee or his assignee may give written notice of his intention to enforce payment by a sale of the pledge by serving a copy of such notice upon the pledger or leaving such copy at the last and usual place of abode of the pledger within the state, if such residence is known to the pledgee or his assignee, or can be ascertained by reasonable diligence. If the pledger is, at that time, not a resident of this state or cannot be found by reasonable diligence, the pledgee may cause such notice to be published at least once a week for three successive weeks in one of the principal newspapers, if any, in the city or town where the pledgee resides; otherwise, in one of the principal newspapers published in the county, or in the state paper. The notice with an affidavit of service or the official return of service of any officer qualified to serve civil process, or a copy of the last publication, with the name and date of the paper containing it, shall be recorded in the clerk's office of the

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city or town where the pledgee resides and the copy of such record is evidence that the notice has been given. If the pledgee or his assignee is not a resident of the state, he shall, at the time of recording such notice, record therewith his appointment of an agent resident in the county where the notice is recorded, to receive satisfaction of the pledge; and payment or tender thereof may be made to him. If he does not appoint such agent, the right to redeem is not forfeited.'

Approved April 4, 1929. †

Chapter 197.

An Act Relating to Weights and Measures.

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

P. L., 1919, c. 159; relating to state sealer of weights and measures, repealed. Chapter one hundred and fifty-nine of the public laws of one thousand nine hundred and nineteen, an act additional to chapter forty-eight of the revised statutes relating to the state sealer of weights and measures, is hereby repealed.

Approved April 4, 1929.

Chapter 198.

An Act Relating to the Giving of Checks and Drafts on Banks Where the Maker Has Not Sufficient Funds.

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

P. L., 1917, c. 95, sec. 2; relating to giving checks or drafts on banks where maker has insufficient funds, further amended. Section two of chapter ninety-five of the public laws of nineteen hundred and seventeen, as amended, is hereby further amended by repealing all of said section, and substituting in place thereof the following:

'Sec. 2. Insufficient funds prima facie evidence of intent to defraud. As against the maker or drawer thereof, or as against the person signing a check, draft or order for, or in behalf of a corporation or partnership, or against a person signing a corporation, firm or business name by him, the making, drawing, uttering or delivery of a check, draft or order, payment of which is refused by the drawee for lack of sufficient funds, shall be prima facie evidence of intent to defraud and of knowledge of insufficient funds in, or credit with, such bank or other depository, provided that such maker or drawer shall not have paid the drawee or holder thereof the amount due thereon, together with all costs and protest fees,