

# 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)

ACTS AND RESOLVES  
AS PASSED BY THE  
Ninety-first and Ninety-second  
Legislatures  
OF THE  
STATE OF MAINE

From April 10, 1943 to April 21, 1945  
AND MISCELLANEOUS STATE PAPERS  
From April 10, 1943 to May 24, 1945

---

Published by the Revisor of Statutes in accordance  
with Chapter 10 of the Revised Statutes of 1944.

---

KENNEBEC JOURNAL  
AUGUSTA, MAINE  
1945

---

---

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Ninety-second Legislature

**1945**

---

---

ing-house or home for 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, subject to the rules and regulations of the department, 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 of institutional service.~~ No such license shall be issued until the applicant has furnished the department with a written statement from the local fire department which indicates that the home is not a fire hazard and that in and around such building there is no explosive, combustible, or inflammable matter or other conditions dangerous to the safety of such building and to the safety of the public. Homes licensed under the provisions of this section shall not be required to have a license under any other provision of this chapter. The term of such license shall be for 1 year and the department may revoke such license at any time for failure to comply with the provisions of this section or the rules and regulations pertaining thereto. It shall give written notice of such revocation by delivering the notice in hand to the licensee. If the licensee cannot be reached for personal service the notice may be left at the licensed premises. 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~~ 11 months, or by both such fine and imprisonment.'

Effective July 21, 1945

---

---

## Chapter 100

### AN ACT Relating to the Assignment of Accounts Receivable.

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

R. S., c. 100, §§ 170-A, 170-B, 170-C, additional. Chapter 100 of the revised statutes is hereby amended by adding thereto 3 new sections to be numbered 170-A, 170-B and 170-C, to read as follows:

'Sec. 170-A. Assignment of accounts. Every written assignment made in good faith, whether in the nature of a sale, pledge or other transfer, of an account receivable or of an amount due or to become due on an open account or on a contract, all hereinafter called "account", with or without

PUBLIC, 1945

CHAP. 100

the giving of notice of such assignment to the debtor shall be valid, legal and complete at the time of the making of such assignment, and shall be deemed to have been fully perfected at that time. Thereafter, no bona fide purchaser from the assignor, no creditor of any kind of the assignor, and no other assignee or transferee of the assignor, in any event shall have or be deemed to have acquired any right in the account so transferred or in the proceeds thereof or in any obligation substituted therefor, which in any way shall affect the rights therein of the original assignee. In any case where, acting without knowledge of such assignment, the debtor in good faith pays, or otherwise satisfies, all or part of such account to the assignor, or to such creditor, subsequent purchaser, or other assignee or transferee, such payment, or satisfaction, shall be acquittance to the debtor to the extent thereof, and such assignor, creditor, subsequent purchaser, or other assignee or transferee shall be a trustee of any sums so paid and shall be accountable and liable to the original assignee therefor.

'Sec. 170-B. Returned property; adjustments. If, in the case of any assigned account, merchandise sold, or any part thereof, is returned to or recovered by the assignor from the account debtor and is thereafter dealt with by the assignor as his own property, said assignor shall hold such returned goods, or any such goods as may be recovered by him, and every part thereof, in trust for the benefit of said assignee, or if the assignor grants credits, allowances or adjustments to the account debtor, the right to or lien of the assignee upon any balance remaining owing on such account and his right to or lien upon any other account assigned to him by the assignor shall not be invalidated, irrespective of whether the assignee shall have consented to, or acquiesced in, such acts of the assignor.'

'Sec. 170-C. Limitation. Notwithstanding the provisions of any general or special law, the provisions of sections 170-A, 170-B and 170-C shall control, except as to transactions occurring before the provisions of sections 170-A, 170-B and 170-C take effect, and except that the provisions of sections 170-A, 170-B and 170-C shall not be construed to alter or affect existing law with respect to the transfer of negotiable instruments, or to affect the liens of factors acquired through the provisions of sections 3-A to 3-H, inclusive, of chapter 167.'

Effective July 21, 1945