

# MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1973

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature

1973

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## CHAPTER 323

### AN ACT Relating to the Deletion of an Exemption under the Unfair Trade Practices Act.

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

Sec. 1. R. S., T. 5, § 208, sub-§ 2, amended. Subsection 2 of section 208 of Title 5 of the Revised Statutes, as enacted by section 1 of chapter 577 of the public laws of 1969, is amended to read as follows:

2. **Interstate commerce.** Trade or commerce of any person of whose gross revenue at least 20% is derived from transactions in interstate commerce, excepting however transactions and actions which occur primarily and substantially within the State, and as to which the Federal Trade Commission or its designated representative has failed to assert in writing within 14 days of notice to it and to said person by the Attorney General its objection to action proposed by him and set forth in said notice; the burden of proving exemption, under this subsection, from this chapter shall be upon the person claiming the exemption; ~~or.~~

Sec. 2. R. S., T. 5, § 208, sub-§ 3, repealed. Subsection 3 of section 208 of Title 5 of the Revised Statutes, as enacted by section 1 of chapter 577 of the public laws of 1969, is repealed.

Effective October 3, 1973

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## CHAPTER 324

### AN ACT Amending the Authorization of Foreign Banks and Trust Companies to Act as Fiduciaries.

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

R. S., T. 18, § 4162, repealed and replaced. Section 4162 of Title 18 of the Revised Statutes, as enacted by chapter 127 of the public laws of 1967 and as amended by section 14 of chapter 439 of the public laws of 1971, is repealed and the following enacted in place thereof:

#### § 4162. Application

Before qualifying or serving in this State in any fiduciary capacity, as defined in section 4161, such bank or trust company shall file an application for authority with the Secretary of State in the same form and subject to the same fees as required by Title 13-A, chapter 12. Such application shall be accompanied by a certificate, made within 90 days of filing, from the official having supervision of banks and trust companies where the bank was organized or is domiciled, indicating that it is duly authorized or presently existing, that it has authority to act in the fiduciary capacity for which it is qualifying and that said jurisdiction grants authority to serve in like fiduciary capacities to a bank or trust company organized under the laws of this State and au-