

MAINE STATE LEGISLATURE

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SEVENTY-FOURTH LEGISLATURE

SENATE.

No. 485

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND NINE.

AN ACT to amend chapter one hundred and eighty-nine of the Laws of nineteen hundred and seven prohibiting publications relating to patent or other medicines in language of immoral tendency, or of ambiguous character, and protecting the public against the dangers from the indiscriminate distribution of samples of medicine.

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

Section 1. Section one of chapter one hundred and eighty-
2 nine of the laws of nineteen hundred and seven is hereby
3 amended by inserting after the word "sale" in the first line
4 thereof the words 'or distribution by hand or otherwise,' so
5 that said section, as amended, shall read as follows:

2

Section 1. The publication or sale or distribution by hand
7 or otherwise within this State of any circular, pamphlet, or
8 book containing recipes or prescriptions for the cure of
9 chronic female complaints or private diseases, or recipes or
10 prescriptions for drops, pills, tinctures, or other compounds
11 designed to prevent conception, or tending to produce mis-
12 carriage or abortion is hereby prohibited; and for each copy
13 thereof, so published and sold, containing such prohibited
14 recipes or prescriptions, the publisher and seller shall each
15 be deemed guilty of a misdemeanor, and shall be liable to the
16 same penalties provided for a violation of the preceding sec-
17 tion. Any person or persons, their agents or clerks, who
18 shall fail to comply with the requirements herein expressed,
19 shall be deemed guilty of a misdemeanor and shall be liable
20 to a fine not less than fifty nor more than one hundred dol-
21 lars, or to imprisonment in the county jail not exceeding
22 three months, or both, for each and every offense.'

Sect. 2. Section two of said chapter is hereby amended by
2 striking out in line seven of said section the words "that
3 contains poison or other ingredient deleterious to health," so
4 that said section, as amended, shall read as follows:

'Section 2. Any person, firm or corporation who, by him-
6 self, his servant or agent, or as the servant or agent of any
7 other person or firm, shall leave, throw, or deposit, or have
8 in his possession with intent to leave, throw or deposit upon

9 the doorstep, hall, porch, doorway, vestibule, or premises
10 owned or occupied by another, any patent or proprietary
11 medicine or any preparation, pill, tablet, or drug, shall be
12 deemed guilty of a misdemeanor and shall be punished by a
13 fine of not less than twenty nor more than one thousand dol-
14 lars or by imprisonment for not less than thirty days nor
15 more than one year.'

STATE OF MAINE.

IN SENATE,

March 22, 1909.

Reported by Mr. BOYNTON from Committee on Public Health and laid on table to be printed under joint rules.

F. G. FARRINGTON, *Secretary.*