

# MAINE STATE LEGISLATURE

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[ NEW DRAFT. ]

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Sixty - Second Legislature.

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SENATE.

No. 116.

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STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND  
EIGHTY-FIVE.

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AN ACT to abolish Arrest and Imprisonment for  
Debt, except in certain cases.

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*Be it enacted by the Senate and House of Representatives  
in Legislature assembled, as follows:*

SECTION 1. No person shall be arrested or im-  
2 prisoned on any writ or mesne process in any civil  
3 action or proceeding, or on any execution or final  
4 process issued on any judgment rendered in any  
5 civil action or proceeding, except as herein pro-  
6 vided.

SECT. 2. The prohibition of arrest and imprison-  
2 ment in section one of this act shall not apply to  
3 any capias or other process issued to procure the  
4 attendance of any person as witness, juror or offi-

5 cer of court, in any legal proceeding; or to any  
6 interlocutory decrees or orders; or to commitments  
7 for contempt; or to the accused party or respond-  
8 ent in bastardy proceedings under the statutes of  
9 the State; or to the collection or disposal of pub-  
10 lic taxes, in any mode or modes provided or to be  
11 provided by law.

SECT. 3. No writ or mesne process, or execution  
2 or final process, issued after this act takes effect,  
3 shall run against the body contrary to the pro-  
4 visions of this act. All processes in force at the  
5 time this act takes effect may be enforced accord-  
6 ing to the tenor thereof. The right to attach and  
7 dispose of property or interest therein in any mode  
8 or modes, is not hereby abridged or affected.

SECT. 4. This act shall take effect and become  
2 law on the first day of June, in the year of our  
3 Lord one thousand eight hundred and eighty-five.

## MAJORITY REPORT.

The Committee on Judiciary, to which was referred the bill entitled "An Act to abolish imprisonment for debt, except in cases of fraud," coming by reference from former legislature, have had the same under consideration and ask leave to report that the same ought not to pass.

RUFUS P. TAPLEY, *Chairman.*

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## MINORITY REPORT.

The Minority of the Committee on Judiciary, to which was referred the bill, entitled "An Act to abolish arrest and imprisonment for debt, except in cases of fraud," coming by reference from former legislature, have had the same under consideration and ask leave to report the same in a new draft, under title of "An Act to abolish arrest and imprisonment for debt, except in certain cases," and that it ought to pass.

F. M. RAY, Cumberland County,	} <i>For Minority of Judiciary Committee.</i>
A. G. LEBROKE, Piscataquis County,	
H. M. HEATH,	

STATE OF MAINE.

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IN SENATE CHAMBER, }  
February 24, 1885. }

Pending acceptance, on motion by Mr. LÉBROKE, majority and minority reports laid on table to be printed, with bill accompanying minority report.

C. W. TILDEN, *Secretary.*