

MAINE STATE LEGISLATURE

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EIGHTIETH LEGISLATURE

HOUSE

NO. 130

House of Representatives, February 17, 1921.

Reported by Mr. Tilden from Committee on State School for Girls, Etc., and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND
NINE HUNDRED AND TWENTY-ONE**

AN ACT to Amend Section Ten of Chapter One Hundred and Eighty-two of the Public Laws of Nineteen Hundred and Nineteen, Relative to Inmates Escaping from the Reformatory for Men.

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

Section ten of chapter one hundred eighty-two of the
2 public laws of nineteen hundred and nineteen is hereby
3 amended by inserting after the word "may" in the thirtieth
4 line of said section the words, 'whether the limit of his
5 original sentence shall have expired or not,' and by adding
6 at the end of the second paragraph of said section the fol-
7 lowing: 'Any person lawfully committed to said reforma-
8 tory who escapes therefrom, or who violates the condition

9 of any permit by which he may have been allowed to be
10 at liberty under the foregoing paragraph, shall be punished
11 by imprisonment in said reformatory for not exceeding one
12 year to commence at the expiration of the term for which
13 he was originally committed. Prosecution under this sec-
14 tion may be instituted in any county in which said person
15 may be arrested or in the county of Cumberland, but in
16 such case the costs and expense of trial shall be paid by
17 the county from which said person was originally com-
18 mitted, and payment enforced as provided in the foregoing
19 paragraph,' so that said section as amended shall read as
20 follows:

'Sect. 10. When it is made to appear to the trustees that
2 a person who has been committed to the reformatory has
3 reformed, they may issue to him a permit to be at liberty
4 providing that some suitable employment or situation has
5 been secured in advance for such person, and upon such
6 other conditions as the trustees shall prescribe during the
7 remainder of the term for which he might otherwise be
8 held in said reformatory, and they may revoke such per-
9 mit at any time before its expiration; but no such permit
10 shall be issued to any person who has been sentenced to
11 said reformatory for more than five years. If any permit
12 so issued is revoked by the trustees, or if any person so
13 committed shall escape from said reformatory, the board
14 of trustees may cause him to be re-arrested and returned
15 thereto for the unexpired portion of the original term for
16 which he was sentenced, dating from the time of escape

17 or the revocation of the said permit. Any inmate ordered
18 returned to the reformatory may, on the order of the super-
19 intendent or other officer of the institution, be arrested and
20 returned to the reformatory, or to any officer or agent
21 thereof, by any sheriff, constable, police officer, state agent
22 for the protection of children or other person, and may also
23 be arrested and returned by any agent or officer of the re-
24 formatory.

Whoever advises, induces, aids or abets any person so
2 committed to said reformatory or to the charge or guar-
3 dianship of said trustees to escape from said reformatory,
4 or from the custody of any person to whom such person
5 has been entrusted by said trustees or by their authority,
6 or knowingly harbors or secretes any person who has es-
7 caped from said reformatory, or from the custody, author-
8 ity, or control of said trustees, or from any person to whom
9 such person so committed has been entrusted by said trus-
10 tees or by their authority, shall upon conviction be fined
11 not more than five hundred dollars nor less than one hun-
12 dred dollars, or be imprisoned not exceeding one year.
13 Any person who has so escaped may, whether the limit of
14 his original sentence shall have expired or not, be arrested
15 and detained, without a warrant, by any officer authorized
16 to serve criminal process, for a reasonable time to enable
17 the superintendent or a trustee of said reformatory, or a
18 person authorized in writing by such superintendent or
19 trustee and provided with a mittimus by which such per-
20 son was committed, or a certified copy thereof, to take

21 such person for the purpose of returning him to said re-
22 formatory ; but during such detention, he shall not be com-
23 mitted to any jail, and the officer arresting him shall be
24 paid by the state a reasonable compensation for his arrest
25 and keeping. Any person lawfully committed to said re-
26 formatory who escapes therefrom, or who violates the con-
27 dition of any permit by which he may have been allowed
28 to be at liberty under the foregoing paragraph, shall be
29 punished by imprisonment in said reformatory for not ex-
30 ceeding one year to commence at the expiration of the
31 term for which he was originally committed. Prosecution
32 under this section may be instituted in any county in which
33 said person may be arrested or in the county of Cumber-
34 land but in such case the costs and expense of trial shall
35 be paid by the county from which said person was original-
36 ly committed, and payment enforced as provided in the
37 foregoing paragraph.

Whenever any inmate of the reformatory, not having
2 been sentenced thereto by a court of the county wherein
3 such reformatory is situated and established shall be con-
4 victed in such county of any misdemeanor or felony com-
5 mitted while an inmate of said reformatory, the cost and
6 expense of trying such convicted inmate, and of his main-
7 tenance after conviction and sentence, if to the county jail
8 of such county, shall be paid by the county from which
9 the said convicted inmate was sentenced, and the costs and
10 expenses of such trial shall, in the first instance, be paid
11 by the county wherein such reformatory shall be estab-

12 lished, whose commissioners are thereupon authorized to
13 draw their warrant upon the treasurer of the county, from
14 which said convicted inmate was sentenced to said reforma-
15 tory, for the amount paid as aforesaid by said county where-
16 in said reformatory is established, for said costs and ex-
17 penses which warrant it shall be the duty of the treasurer
18 upon whom it may be drawn to pay forthwith.'