

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

SEVENTH LEGISLATURE,

AT ITS SESSION

HELD IN JANUARY, 1827.

PUBLISHED AGREEABLY TO THE RESOLVE OF THE 28TH OF JUNE, 1820.

PORTLAND.

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1827.

moned and attending any Court as aforesaid, shall be allowed one dollar and fifty cents a day, for attendance, and eight cents a mile for travel to and from the Court; but no witness shall be taxed against the State, unless summoned by direction of the Advocate. And for travel to and from any Court to be held as aforesaid, the members and Advocate shall each be allowed ten cents a mile. And the pay roll shall be made up at the close of each session of the Court, certified by the President and Advocate, and filed in the Adjutant General's Office, to be presented to the Legislature for allowance and payment.

Pay Roll to be made, &c.

SECT. 10. *Be it further enacted,* That the Presidents of the several Circuit Courts Martial constitute and compose a board for settling military questions and other purposes relative to good order and discipline, proposed to them by the Commander in Chief.

Presidents made a Board for settling military questions.

SECT. 11. *Be it further enacted,* That so much of an Act, entitled "An Act to organize, govern, and discipline the Militia of this State," passed March twenty-first, one thousand eight hundred and twenty one, as relates to Courts Martial, from the thirty-seventh to the forty-fourth section inclusively, be, and the same is hereby repealed.

Part of former act repealed.

[*Approved by the Governor, Feb. 24, 1827.*]

CHAPTER CCCLXVIII.

AN ACT making further provision respecting the punishment of Convicts.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That when any person shall, before the Supreme Judicial Court, or Court of Common Pleas, be convicted of an offence, and thereon

Convicts in certain cases, may be sentenced to imprisonment in county gaols.

sentenced to imprisonment, for a term less than six months, such sentence shall be executed on him in the gaol of the county where such conviction may be, unless from the character and circumstances of the convict, imprisonment in such county gaol, shall to the Court, appear unsafe or improper.

Females and minors to be punished by imprisonment in county gaols.

SECT. 2. *Be it further enacted*, That when any female, or any person under the age of eighteen years, shall be convicted as aforesaid, and sentenced to imprisonment, such sentence shall be executed in the gaol of the county, unless from the circumstances of the case, such imprisonment shall, to the Court, appear unsuitable and inadequate.

All punishments by imprisonment in the State Prison to be confinement to hard labor.

Proviso.

SECT. 3 *Be it further enacted*, That all punishments, by imprisonment in the State Prison, shall be by confinement to hard labor, and not by solitary imprisonment: *Provided*, That nothing herein contained shall preclude the use of solitary confinement, as a Prison discipline for the government and good order of the prisoners.

[*Approved by the Governor, Feb. 24, 1827.*]

CHAPTER CCCLXIX.

AN ACT additional to An Act to organize, govern and discipline the Militia of this State.

Part of former act, requiring towns, &c. to keep powder, repealed.

Proviso.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That so much of "An Act to organize, govern and discipline the Militia of this State," as requires every town and plantation to provide and keep thirty-two pounds of gunpowder for every sixty-four soldiers enrolled within said town or plantation, is hereby repealed: *Provided*, That, whenever, on account of any public exigency, the Governor, with advice of Council, shall issue his Proclamation, requiring the several towns and plantations to be provided with