

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE.

1867.

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1867.

FORTY-SIXTH LEGISLATURE.

HOUSE.

No. 81.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-SEVEN.

AN ACT to provide for a state police in certain cases.

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

SECTION 1. There shall be an officer to be called the
2 constable of the state, who shall be commissioned to
3 hold said office for the term of two years, unless sooner
4 removed. He shall be appointed, and his salary shall
5 be fixed by the governor and council.

SECT. 2. The said constable, on application of ten
2 or more legal voters in any city or town in this state,
3 if he shall be satisfied that the local authorities fail to
4 enforce any law of this state therein, and that the pub-
5 lic good requires it, may appoint one or more deputies
6 resident in the county in which such city or town is

7 situated. But the number of deputies in any one
8 county shall in no case be more than ten. And the
9 number shall not exceed thirty, at any one time, in
10 the whole state. And any deputy may at any time
11 be removed by said constable or by the governor and
12 council.

SECT. 3. The said constable, and his deputies sev-
2 erally shall have and exercise, throughout the state,
3 all the common law and statutory powers of constables
4 except the power to serve civil processes; and also in
5 all the cities in this state, all the powers given therein
6 to city marshals, police officers and watchmen, by the
7 statutes of this state and by the charters and ordinan-
8 ces of said cities. It shall be the duty of said consta-
9 ble and his deputies to see that the laws are enforced
10 and observed in all parts of the state, and to co-oper-
11 ate with the sheriffs and their deputies in the several
12 counties, and with the city marshals and the police
13 officers of the several cities, in securing that result.
14 But it shall not be their duty to act in any case, un-
15 less in their judgment there shall be a failure, neglect
16 or inability on the part of the local authorities to en-
17 force the laws of this state, or to cause persons vio-
18 lating any such laws to be prosecuted and punished.

SECT. 4. The deputies of said constable shall receive

3 the sum of three dollars per day when on duty ; and
4 when required to travel on duty from one town to
5 another, they shall be allowed in addition to their
6 expenses the same compensation therefor that is al-
7 lowed for like service to sheriffs and their deputies.
8 And their accounts shall from time to time be audited
9 by the constable, and if approved by the governor and
10 council, shall upon their warrant be paid from the
11 treasury of the state.

SECT. 5. This act shall take effect when approved
2 by the governor.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 16, 1867. }

Reported by Mr. BERRY from the Joint Select Committee on
Liquor Law.

FRANKLIN M. DREW, *Clerk.*