

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 290

H. P. 221

House of Representatives, January 16, 1963

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Knight of Rockland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Probation of Persons by Court.

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

R. S., c. 27-A, § 6, repealed and replaced. Section 6 of chapter 27-A of the Revised Statutes, as enacted by section 1 of chapter 387 and as repealed and replaced by section 2 of chapter 428, both of the public laws of 1957, is repealed and the following enacted in place thereof:

'Sec. 6. Probation of person by court. When a person is convicted of an offense which is not punishable by life imprisonment, the court may continue the case for sentence or impose sentence and suspend its execution, and in either case place the respondent on probation for not more than 2 years.

When the court is satisfied that the offense of which the person stands convicted has caused damage to another, it may order restitution for the person injured, in part or in whole, in lump sum or in installment, as one of the terms and conditions of probation.

When a person is convicted of an offense which is punishable by imprisonment and fine, the court may sentence him to a fine and a term of imprisonment, suspend execution of the imprisonment and place him on probation as to the imprisonment on condition that he pay the fine within a definite time. In default of payment of the fine, the court may impose an additional sentence of not more than 6 months.

When the probationer pays the fine or part of it, or any restitution money, to a probation-parole officer, he shall give the probationer a receipt for it.

This section does not deprive a respondent of any existing right of appeal, review or retrial.'