

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 557

H. P. 433

House of Representatives, February 4, 1969

Referred to Committee on Judiciary. Sent up for concurrence and 1,000 ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mrs. Giroux of Waterville.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Minor Children Committed to Private Custody.

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

R. S., T. 22, § 3794, amended. The first sentence of section 3794 of Title 22 of the Revised Statutes is repealed as follows :

~~Whenever the court deems it suitable and conducive to the public welfare that any such child be placed under the control of an individual, the court shall first take a bond from such person running to the State in such sum and with such sureties as the court approves, conditioned that such person shall humanely treat and properly support, clothe and educate the child, and in case of non-performance of the conditions of said bond, a civil action may be commenced thereon and the sum so recovered shall be paid into the State Treasury for the joint benefit of the State and town of settlement, if any, of said child in proportion to the amount of expenses incurred by the State and said town because of the failure of said person so to treat, support, clothe, and educate said child.~~

STATEMENT OF FACTS

This Act proposed to clarify the statute by removing the requirement for bonding individuals under whose control a child might be placed. Neither courts nor lawyers see how this requirement can be implemented nor the way in which such bonding might be secured.