

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

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**Legislative Document**

**No. 603**

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H. P. 466

House of Representatives, February 5, 1969

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Hardy of Hope.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-NINE

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**AN ACT** Relating to the Transportation of Prisoners to and from Court and  
Between Institutions by Order of Court.

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

R. S., T. 14, § 5545, amended. Section 5545 of Title 14 of the Revised Statutes is amended by adding at the end the following new paragraph :

**Whenever, under this section, or under any other section in this chapter, a court issues a writ of habeas corpus ordering before it a prisoner confined in any penal or correctional institution under the control of the Department of Mental Health and Corrections, or confined in any county jail, its order as to the transportation of the prisoner to and from the court shall be directed to the sheriff of the county in which the court is located. It shall be the responsibility of the sheriff or any one or more of his authorized deputies pursuant to any such order to safely transport a prisoner to and from the court. At the time of removal of a prisoner from an institution, the transporting officer shall leave with the head thereof an attested copy of the order of the court, and upon return of the prisoner shall note such return on such copy. This paragraph as it relates to the responsibility for transportation shall be applicable to the transportation of prisoners transferred from the county jail to the State Prison under Title 15, section 453, and to transfers from the county jail to any other county jail under Title 34, section 1046.**