

# MAINE STATE LEGISLATURE

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# ONE HUNDRED AND FOURTH LEGISLATURE

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**Legislative Document**

**No. 1157**

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H. P. 896

House of Representatives, March 4, 1969

On Motion of Mr. Vincent of Portland. Referred to Committee on Health and Institutional Services. Sent up for concurrence and 1,000 ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Vincent of Portland.

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## STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-NINE

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### **AN ACT** Relating to Conjugal Visitations at State Penal Institutions.

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

R. S., T. 34, § 704-A, additional. Title 34 of the Revised Statutes is amended by adding a new section 704-A, to read as follows:

#### § 704-A. Conjugal visitations

The Bureau of Corrections shall formulate rules or regulations governing conjugal visitations to the State Prison or the Men's Reformatory, or both, by the spouse of male prisoners, and rules or regulations governing leave from the State Prison or the Men's Reformatory, or both, for conjugal purposes.

The rules or regulations shall provide for the manner in which such visitations or leave, or both, shall be granted, for duration and for the custody, transportation and care of the prisoners during such visitation or leave, or both. They shall provide for the manner in which the expense connected with such leave shall be borne, and may allow the prisoner, or anyone in his behalf, to reimburse the State for such expense.

This section shall not apply to any prisoner during his first year of confinement under his current sentence, and such conjugal privileges shall be restricted to the lawful wife of the prisoner. The rules and regulations promulgated by the Bureau of Corrections shall limit such privileges granted under the authority provided in this section to those prisoners, whose good behavior and faithful performance of duties, merit such consideration and shall be exercised only when said privileges shall be deemed by the bureau to be in the best interest of the prisoner and of the institution.