

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

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Legislative Document

No. 1786

S. P. 607

In Senate, May 26, 1971

Reported by Senator Tanous of Penobscot from Committee on Judiciary  
and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-ONE

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AN ACT Relating to Public Intoxication.

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

Sec. 1. R. S., T. 17, § 2001, amended. The first sentence of section 2001 of Title 17 of the Revised Statutes is amended to read as follows:

Whoever is found intoxicated in any street, highway or other public place, or is found intoxicated in a motor vehicle while said motor vehicle is in any street, highway or other public place, shall be punished for the first offense by a fine of not more than \$20 or by imprisonment for not more than 30 days, or by both, and upon any subsequent conviction by a fine of not more than \$60 or by imprisonment for not more than 90 days, or by both ~~except that in any county where a county farm for the reformation of inebriates has been established, any male person who has been previously convicted of intoxication may be sentenced to such farm for a period of not less than 90 days nor more than 11 months.~~

Sec. 2. R. S., T. 17, § 2001, amended. Section 2001 of Title 17 of the Revised Statutes is amended by adding at the end the following new paragraph:

Within 18 hours after an arrest for intoxication, if it appears to the arresting officer that the accused is not a danger to himself or others, with the written consent of the accused, the accused may be released from custody and no complaint shall issue. After such release the arresting officer or the officer in charge may, with the written consent of the accused, make such arrangements to transport the accused to his home or some other suitable place as may be reasonable under the circumstances.