

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 530

H. P. 401

House of Representatives, January 31, 1973

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

E. LOUISE LINCOLN, Clerk

Presented by Mrs. Wheeler of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Prohibit Contraband in County Jails.

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

R. S., T. 34, § 755, amended. Section 755 of Title 34 of the Revised Statutes, as repealed and replaced by chapter 183 of the public laws of 1965 and as amended by section 5 of chapter 506 of the public laws of 1969, is further amended to read as follows:

§ 755. Contraband articles brought within prison and county jails

Any person who brings or attempts to bring into the prison or any county jail any article of contraband shall be conclusively presumed to have intended to deliver such article to a prisoner, and shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 2 years. "Contraband" for the purpose of this section is defined as any article not allowed by the Warden of the State Prison, the sheriff or jailer of our several county jails for general usage by any or all prisoners within the prison.

Any person knowingly providing to, leaving for or making available to any prisoner on assignment or program outside the prison or jail, contraband as defined in this section, upon conviction thereof, shall be subject to the penalty prescribed in this section.

STATEMENT OF FACT

The purpose of this bill is to include county jails under section 755 of Title 34. All institutions are now faced with the problem of smuggling of drugs to prisoners.