

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1291

S. P. 409

In Senate, March 26, 1975

On Motion of Senator Speers of Kennebec, referred to the Committee on State Government. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Curtis of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT to Establish Compensation for District Court Bailiffs for Work at Other Than Regular Hours.

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

4 MRSA § 173, sub-§ 4, as last amended by PL 1971, c. 622, § 5, is further amended by adding at the end, the following new paragraph:

A deputy sheriff or constable who performs the duties of a bailiff for a session of the District Court at times other than his regular hours of other employment as such deputy sheriff or constable, shall be compensated out of the General Fund on an hourly basis at the same rate of hourly compensation as he receives in said other employment as such deputy sheriff or constable. A District Court Judge is authorized to require the services of a deputy sheriff or constable to serve as bailiff and court attendant at any session of the District Court at which in the discretion of such Judge, a bailiff and court attendant is required to maintain order in the transaction of court business. A person appointed to serve as bailiff may also serve as court officer for a municipal police department, as provided in this subsection, but shall be compensated only for his services in one capacity.

STATEMENT OF FACT

The purpose of this bill is to assure that District Court Judges who need a court bailiff may obtain those services, payment to be made from the District Court fees and fines. This legislation is necessary because judges without protection have been threatened in their courts and because it is more equitable to pay the costs of such court bailiffs from fees and fines rather than from sheriff's or municipal budgets.