

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 401

H. P. 353

House of Representatives, January 22, 1981

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

EDWIN H. PERT, Clerk

Presented by Representative Peterson of Caribou.

Cosponsors: Representative C. B. Smith of Island Falls, Representative Gillis of Calais and Representative Clark of Millinocket.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT to Allow Wardens to Take a Cash Bond from any Nonresident or Alien Found in Violation of the Fish and Wildlife Laws.

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

12 MRSA § 7053, sub-§ 2, ¶ C, sub-¶ (1), as enacted by PL 1979, c. 420, § 1, is amended to read:

(1) Any game warden making an arrest of any nonresident or alien for any violation of chapters 701 to 721 and Title 38, chapter 3, subchapter I, Article I A, ~~at a point more than 50 miles distant from the nearest District Court having jurisdiction~~ may accept the personal recognizance of the prisoner in an amount not to exceed \$500 for his appearance before the nearest District Court on a specified date and a deposit in money to the amount of that recognizance;

STATEMENT OF FACT

The purpose of this legislation is to allow wardens to take a cash bond from any nonresident or alien found in violation of the fish and wildlife laws.

The bill removes residents from the provisions of the cash bond system; saves nonresidents and alien violators the inconvenience of having to be taken before a bail commissioner; solves the problem of nonresidents and aliens leaving the jurisdiction of the State without paying their fines; and eliminates the necessity of wardens having to drive numerous miles and use up valuable time transporting violators to locations where bail can be posted.