

# MAINE STATE LEGISLATURE

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# FORTY-EIGHTH LEGISLATURE.

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SENATE.

No. 56.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-NINE.

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AN ACT to amend chapter one hundred and thirty-five of the revised statutes, relating to the execution of sentence in capital cases.

[As amended by the House.]

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*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECTION 1. In case of trial of an indictment for any  
2 capital offence, the judge presiding shall, at the  
3 expense of the county, employ suitable means to pre-  
4 serve an accurate and full copy of the evidence ; and  
5 in case of conviction, he shall correct and certify  
6 such evidence to be a true copy of all the evidence in  
7 the case. And in case of sentence of death awarded  
8 upon such conviction, it shall be the duty of the clerk  
9 forthwith to transmit to the governor a true and at-

10 tested copy of such evidence ; and in all cases of sen-  
11 tence of death, the clerk shall forthwith transmit to  
12 the governor a copy of the whole record.

SECT. 2. Upon receiving such record and evidence,  
2 it shall be the duty of the governor and council care-  
3 fully to review the whole case, and unless the evidence  
4 is, in the opinion of the governor, so unsatisfactory  
5 that he shall be unwilling to inflict the punishment of  
6 death, and shall, for such as for any other reason, with  
7 the advice and consent of the council think proper to  
8 pardon the convict or commute his sentence, he shall,  
9 upon the expiration of one year from the day of the  
10 sentence, issue his warrant as provided in section  
11 seven of chapter one hundred and thirty-five of the  
12 revised statutes.

STATE OF MAINE.

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IN SENATE, March 6, 1869.

Pending the adoption of House amendments "G" and "H," on motion of Mr. BOLSTER, laid on the table and ordered to be printed as amended by the House.

THOMAS P. CLEAVES, *Secretary.*