

MAINE STATE LEGISLATURE

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FIFTY-FIFTH LEGISLATURE.

HOUSE.

No. 134.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX.

AN ACT to amend chapter one hundred and thirty-three of the revised statutes, relative to commencement of prosecutions.

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

Section thirteen of chapter one hundred and thirty-three of the revised statutes, is amended, so as to read as follows :

“ If it appears on the whole examination that no offence has been committed, or that there is not probable cause to charge the accused, he shall be discharged ; and if the magistrate judges the complaint frivolous or malicious, he shall order the complainant to pay the cost of prosecution and issue execution accordingly. But if it appear that an offence has been

11 committed and there is probable cause to charge the
12 accused, and the offence is bailable, and sufficient bail
13 is offered, it shall be taken and the accused discharged ;
14 but if it is not bailable, or no sufficient bail is offered,
15 the accused shall be committed to prison to await
16 trial. If the offence is within the jurisdiction of the
17 magistrate he shall try it and award sentence thereon ”

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES }
February 19, 1876. }

Reported from the Committee on the Judiciary by Mr. PIKE of
Calais, and ordered printed under the Joint Rule.

ORAMANDAL SMITH, *Clerk.*