

MAINE STATE LEGISLATURE

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Sixty-Fifth Legislature.

HOUSE.

No. 178.

STATE OF MAINE.

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

AN ACT regulating the Appointment and Power of Office
of the Police Force of the City of Lewiston.

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

SECTION 1. The governor of the State of Maine, with
2 the advice and consent of the council, shall appoint from
3 the two principal political parties three citizens of Lewis-
4 ton, who shall have been residents therein two years
5 immediately preceding the date of their appointment,
6 who shall constitute a board of police for said city, and
7 who shall be sworn before entering upon the duties of
8 their office. One member of said board shall be desig-
9 nated by the governor as chairman and two shall consti-

10 tute a quorum. Their term of office shall be so arranged
11 and designated at the time of their appointment, that the
12 term of one member shall expire on the first Monday of
13 May, 1892; one on the first Monday of May, 1893, and
14 one on the first Monday of May, 1894. The term of
15 office of all appointees thereafter made shall be five years,
16 and all vacancies occurring after the passage of this act
17 shall be filled by the governor with the advice and con-
18 sent of the council. The members of said board shall
19 serve without pay and may be removed by the governor
20 with the advice and consent of the council for such cause
21 as he shall deem sufficient and shall express in the order
22 of removal. The board of police shall appoint a clerk,
23 who shall be sworn, who shall keep a record of all pro-
24 ceedings, issue all notices and attest all such papers and
25 orders as said board shall direct, whose term of office
26 shall be five years, but who may be removed by said
27 board for such cause as it shall deem sufficient and shall
28 express in its order of removal.

SECT. 2. The board of police shall have authority to
2 appoint, establish and organize the police of said city of
3 Lewiston, and make all needful rules and regulations for
4 its efficiency. All the powers now vested in the mayor,
5 board of aldermen, common council and police committee
6 in said city of Lewiston by the statutes of the State or by
7 the ordinances, by-laws, rules and regulations of said city,
8 except as otherwise hereby provided, are hereby conferred
9 upon and vested in said board of police.

SECT. 3. The members of the Lewiston police force, in
2 office when the said board of police are first appointed,
3 shall continue to hold their several offices until removed

4 or placed on the retired list by the said board; and the
5 present rules and regulations of the police committee and
6 board of aldermen for the government of the police shall
7 continue in force until otherwise ordered by said board of
8 police. All police officers appointed by said board of
9 police hereby created, shall have and receive within the
10 limits of said city all the common law and statutory power
11 of constables, except the service of civil process, and
12 shall have all the power given to the police as watchmen
13 by the statutes of the State, the laws relating to said city
14 or by any ordinance thereof.

SECT. 4. The board of police shall be provided by the
2 city of Lewiston with such rooms as shall be convenient
3 and suitable for the proper performance of its duties, and
4 the rent of such rooms shall be paid by said city. The
5 city of Lewiston shall provide all such suitable accommo-
6 dations for the police of said city as said board shall re-
7 quire, and all rooms and property used by said police
8 shall be under the control of said board. All expense for
9 the maintenance of buildings, the pay of the police and all
10 incidental expenses incurred in the administration of the
11 said police shall be paid by the city of Lewiston upon the
12 requisition of said board.

SECT. 5. Said board of police shall not appoint any
2 larger number of patrolmen than the mayor of said city is
3 now authorized to appoint, except as authorized by said
4 city, nor shall the pay of the police be increased or dimin-
5 ished except by the concurrent action of said city and said
6 board of police.

SECT. 6. In case of tumult, riot or violent disturbance
2 of public order, the mayor of said city shall have, as the

3 exigency in his judgment may require, the right to assume
4 control, for the time being, of the police of said city, but
5 before assuming such control he shall issue his proclama-
6 tion to that effect, and it shall be the duty of the board of
7 police to execute all orders promulgated by him for the
8 suppression of such tumult and the restoration of such order.

SECT. 7. The board of police shall make a detailed
2 report of its doings quarterly to the mayor of said city and
3 annually to the governor of the State, in the month of
4 December. The records of said board of police shall at
5 all times be open to the inspection of the governor of the
6 State, the mayor of said city, or to such person as may be
7 designated by them.

SECT. 8. All appointments on the force shall be made
2 under civil service rules, the officer to hold office during
3 good behavior and prompt attention to duty, not under
4 twenty-five years of age, and who has passed a competi-
5 tive examination as regards the necessary qualifications
6 for the position, and had a residence in Lewiston at least
7 two years before the examination. On arriving at the
8 age of sixty years he may be honorably discharged. The
9 board of police shall be the examining board. The board
10 of police may make such rules to govern said examination
11 as they deem expedient, and the city physician of said
12 Lewiston shall attend upon the meetings of said board
13 when ordered by said board and make all examinations
14 required of him by said board free of charge.

SECT. 9. The board of police shall before the first day
2 of April eighteen hundred and ninety-two, appoint a city
3 marshal, said city marshal to hold office for one year
4 unless sooner removed by said board. Said marshal to

5 be appointed from the regular force when expedient.
6 The board of police shall appoint a deputy city marshal
7 for the term of one year. Also a captain of the night
8 watch or squad and such other officers as are from
9 time to time required. All promotions to be made by
10 civil service rules.

SECT. 10. Nothing herein shall effect the term of office
2 of the present city marshal or deputy city marshal until
3 the expiration of their present term of office.

SECT. 11. This act shall take effect when approved.



STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 27, 1891. }

Tabled, pending first reading, by Mr. NOBLE of Lewiston, and
ordered printed.

W. S. COTTON, *Clerk.*