

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING THE SESSION

A. D. 1891.



AUGUSTA:
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1892.

Sixty-Fifth Legislature.

SENATE.

No. 150.

STATE OF MAINE.

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

AN ACT to amend section 26 of chapter 59 of the Revised
Statutes of Maine respecting the Commitment of Children
to Charitable Institutions.

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

SECTION 1. Section 26 of chapter 59 of the Revised
2 Statutes is hereby amended by adding to said section the
3 following words: 'An order to the same effect may be
4 made by the probate court in any county where either of
5 the parents of a child resides, upon petition of the superin-
6 tendent of any such public or charitable institution asking
7 for the care, custody and control of such child, if written
8 consent be given as provided in section 33 of chapter 67

9 of the Revised Statutes. Such orders and decrees shall
10 have the same effect to divest the parents of all legal
11 rights in respect to such child as specified in section 35 of
12 said chapter 67, and said institution shall have full control
13 over said child thereafter, for said time, and have author-
14 ity, alone, to give the consent required in said section 33,
15 so that said section shall read as follows :

‘Section 26. Upon making such record such municipal
17 officers or some person appointed by them for that purpose,
18 shall make complaint under oath to a judge of a court or
19 to any trial justice, which complaint shall contain, in
20 substance, the allegations set forth in said petition, and a
21 prayer that such provision may be made for the care, cus-
22 tody, support and education of the child named in said
23 complaint as justice requires, and thereupon the magis-
24 trate, before whom such complaint is made, shall issue his
25 warrant and cause such child to be brought before him,
26 and if, upon notice and hearing, it appears that the alle-
27 gations of the complaint are true, and that justice requires
28 that such child shall be supported and educated away from
29 its parents, he shall order it to such place or institution
30 as is provided therefor by such town or city, or to such
31 charitable institution or private person, as he deems suit-
32 able, provided, that such institution or person consents to
33 receive, support and educate it ; but such order shall not
34 extend beyond the time when such child arrives at the
35 age of twenty-one years, if a male, or at the age of
36 eighteen years, if a female. An order to the same effect
37 may be made by the probate court in any county where
38 either of the parents of a child resides, upon petition of
39 the superintendent of any such public or charitable insti-

40 tution asking for the care, custody and control of such
41 child, if written consent be given as provided in section
42 33 of chapter 67 of the Revised Statutes. Such orders
43 and decrees shall have the same effect to divest the parents
44 of all legal rights in respect to such child as specified in
45 section 35 of said chapter 67, and said institution shall
46 have full control over said child thereafter, for said time,
47 and have authority, alone, to give the consent required in
48 said section 33.'

SECT. 2. This act shall take effect when approved.

STATE OF MAINE.

IN SENATE, March 5, 1891.

Reported by Mr. WALTON, from Committee on the Judiciary, and
and laid on table to be ordered printed under joint rules.

KENDALL M. DUNBAR, *Secretary.*