

MAINE STATE LEGISLATURE

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Sixty-Sixth Legislature.

HOUSE.

No. 105.

STATE OF MAINE.

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

AN ACT to establish Boards of Police.

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

SECTION 1. The Governor with the advice and consent
2 of the Council, shall appoint two citizens of each city in
3 this State having a population of over 10,000 and of each
4 city whose city council, at a meeting duly called therefor,
5 shall have adopted this act, who shall have been residents
6 in said cities at least two years, immediately preceding
7 the date of their appointment, who with the Mayor of
8 said city, shall constitute a board of police of said city
9 and who shall be sworn before entering upon duties of
10 their office. One member of said board shall be desig-
11 nated by the Governor as chairman, and two shall con-
12 stitute a quorum. The term of office of the members

13 appointed by the Governor shall be four and five years
14 respectively as may be designated at the time of their
15 appointment. The full term of office of the members
16 appointed by the Governor after these dates shall be five
17 years from the date of appointment. All vacancies occur-
18 ring after the passage of this act shall be filled by the
19 Governor with the advice and consent of the Council.
20 The board of police shall annually appoint one of their
21 number to act as clerk, who shall be sworn and shall
22 keep a record of all proceedings, issue all notices and
23 attest all such papers and orders as said board shall direct.

SECT. 2. Each board of police shall have authority to
2 appoint, establish and organize the police force of their
3 city including the marshal, deputy marshal and to remove
4 the same for cause and make all needful rules and regu-
5 lations for its government, control and efficiency. All
6 the powers now vested in the mayor, board of aldermen,
7 and common council, or any police examining board by
8 the statutes of the State, or by the city charter, ordi-
9 nances, by-laws and regulations, of the said cities, except
10 as may be herein otherwise provided, are hereby con-
11 ferred upon and vested in said board of police.

SECT. 3. The members of the police force of said cities
2 in office when the said board of police are first appointed
3 shall continue to hold their several offices unless removed
4 by the said board of police. The present rules and regula-
5 tions of the mayor, and board of aldermen for the govern-
6 ment of the police shall continue in force until otherwise
7 ordered by said board of police. All police officers
8 appointed by said board of police hereby created shall
9 have and exercise within the limits of their said city, all

10 the common law and statutory powers of constables, except
11 service of civil process, and all the powers given to police
12 officers by the statutes of the State and the city charter,
13 ordinances, by-laws and regulations of said city.

SECT. 4. The salaries of the members of the said board
2 appointed by the Governor shall be voted annually by the
3 municipal officers of said cities and paid quarterly from
4 the treasuries thereof, but the salary of any member
5 thereof shall not be diminished during the term of his
6 appointment. Said board of police shall be provided with
7 such rooms as shall be convenient and suitable for the
8 performance of its duties, by said city and at its expense.
9 The city shall provide all such suitable accommodations
10 for the police of said city, as said board shall require.
11 All buildings and property used by said police shall be
12 under the control of said board. All expenses for the
13 maintenance of building, the pay of the police, and all
14 incidental expenses incurred in the administration of said
15 police, shall be paid by said city upon the requisition of
16 said board. The compensation of the police in said city
17 shall not be diminished below the amount paid, at the time
18 this act is approved without the consent of said board of
19 police.

SECT. 5. Said board of police shall not appoint any
2 larger number of police officers than the present mayor or
3 board of mayor and alderman, by the statutes of the State,
4 city charter, ordinances, by-laws and rules of said city are
5 now authorized to appoint, except as may be from time to time
6 authorized by said city. Said board shall have the same
7 authority now vested in the appointing power, of appoint-
8 ing from time to time, special officers for special services.

SECT. 6. The board of police shall make a report of
2 its doings annually to the Governor of said State and to
3 the city council of said city in the month of December.
4 The records of the said board of police shall at all times
5 be open to the inspection of the Governor of the State, or
6 to such persons as may be designated by him.

SECT. 7. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 10, 1893. }

Table, pending reference to Committee on Legal Affairs, by Mr.
COFFIN of Bangor and ordered printed.

W. S. COTTON, *Clerk.*