

# MAINE STATE LEGISLATURE

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# Sixty-Ninth Legislature.

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HOUSE.

No. 196.

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## STATE OF MAINE.

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

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AN ACT to amend section sixty of chapter twenty-seven of the Revised Statutes, as amended by chapter three hundred and seventeen of the Public Laws of 1897, relating to intoxicating Liquors.

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

Section 1. Section sixty of chapter twenty-seven of the  
2 Revised Statutes, as amended by chapter 317 of the Public  
3 Laws of 1897, is hereby further amended by striking out  
4 in the seventh line thereof after the word "ill-fame," the word  
5 "either," and in the eighth line thereof after the word "mag-  
6 istrate" the words "and executing the," and inserting in lieu  
7 thereof the words 'sheriffs and their deputies shall serve and  
8 execute all,' and by striking out in the ninth line thereof after

9 the word "thereon," the words "or by," and inserting in lieu  
10 thereof the words, 'and shall' and in the eleventh line thereof  
11 after the word "section," the words, 'excepting in Cumber-  
12 land county' and by adding after the word "court" at the  
13 conclusion of the twenty-first line thereof the following  
14 words: 'The sheriff of Cumberland county shall appoint and  
15 designate two suitable persons to serve during his official  
16 term as special liquor deputies, and with the advice and con-  
17 sent of the county commissioners, as many additional to act  
18 under this section as in his judgment may be required for the  
19 enforcement of the prohibitory law in Cumberland county.  
20 Said deputies shall receive a salary of nine hundred dollars  
21 and in addition thereto, legal fees in cases where a convic-  
22 tion is secured, as full compensation for services rendered,  
23 but in no case shall fees be allowed on warrants or libels,  
24 when there is no conviction of the person or persons therein  
25 named.' So that said section as amended, shall read as fol-  
26 lows:

'Sect. 60. Sheriffs and their deputies and county attorneys  
28 shall diligently and faithfully inquire into all violations of  
29 law, within their respective counties, and institute proceed-  
30 ings against violations or supposed violations of law, and par-  
31 ticularly the law against the illegal sale of intoxicating liq-  
32 uors, and the keeping of drinking houses and tippling shops,  
33 gambling houses or places, and houses of ill-fame, by prompt-  
34 ly entering a complaint before a magistrate. Sheriffs and  
35 their deputies shall execute all warrants issued thereon, and  
36 shall furnish the county attorney promptly and without delay,  
37 with the names of alleged offenders and of the witnesses.

38 For services under this section, excepting in the county of  
39 Cumberland, sheriffs, and their deputies acting under their  
40 directions, shall receive the same per diem compensation, as  
41 for attendance on the supreme judicial court, the same fees  
42 for travel as for the service of warrants in criminal cases, to-  
43 gether with such necessary incidental expenses as are just  
44 and proper; bills for which shall be audited by the county  
45 commissioners, and paid from the county treasury. But  
46 said commissioners shall not allow any per diem compensa-  
47 tion to said sheriffs or their deputies, for any day for which  
48 said sheriffs or their deputies are entitled to fees or compen-  
49 sation for attendance at or service in any court. The sheriff  
50 of Cumberland county shall appoint and designate two suitable  
51 persons to serve during his official term as special liquor depu-  
52 ties, and with the advice and consent of the county commis-  
53 sioners, as many additional to act under this section as in his  
54 judgment may be required for the enforcement of the pro-  
55 hibitory law in Cumberland county. Said deputies shall re-  
56 ceive a salary, and in addition thereto, legal fees in cases  
57 where a conviction is secured, as full compensation for ser-  
58 vices rendered, but in no case shall fees be allowed on war-  
59 rants or libels, when there is no conviction of the person or  
60 persons therein named. The provisions of section five of  
61 chapter one hundred and sixteen shall not apply to the sheriff  
62 of Cumberland county and his deputies acting under the pro-  
63 visions of this section; but the county commissioners of the  
64 county of Cumberland may allow said sheriff and his depu-  
65 ties such additional compensation as seems to them advisable,  
66 in addition to the compensation given by this section.'

Sect. 2. This act shall not in any way affect, apply to, nor  
2 prejudice any pending action, nor any cause of action that has  
3 already accrued to sheriffs and their deputies for their fees  
4 under existing laws.

Sect. 3. All acts or parts of acts, inconsistent herewith,  
2 are hereby repealed.

Sect. 4. This act shall take effect when approved.

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STATE OF MAINE.

HOUSE OF REPRESENTATIVES,  
Augusta, February 27, 1899.

Tabled pending reference to Committee, by Mr. CHASE of Portland,  
and ordered printed.

W. S. COTTON, *Clerk.*