

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# Seventieth Legislature.

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HOUSE.

No. 405

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## STATE OF MAINE.

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

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AN ACT relating to the fees of the Sheriff of Cumberland  
county.

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

Section 1. The sheriff of the county of Cumberland  
2 shall receive as full compensation for services in attend-  
3 ance upon the supreme judicial and superior courts in said  
4 county, as jailer, master or keeper of the county jail in  
5 said county, for receiving and committing prisoners there-  
6 in, and for the services of all criminal processes and the  
7 performance of all duties relating to the enforcement of  
8 all criminal laws, an annual salary of three thousand five

9 hundred dollars a year, to be paid from the county treasury  
10 in equal quarterly payments on the first days of January,  
11 April, July and October, together with the free rental of  
12 the house or living apartments connected with the county  
13 jail in said county, including the stable, and including  
14 necessary light and fuel. Such necessary, incidental ex-  
15 penses as are just and proper, incurred in the performance  
16 of his public duties, shall be allowed by the county com-  
17 missioners of said county, and paid from the county  
18 treasury.

Sect. 2. All fees chargeable under the statutes of the  
2 state for the performance of any of the duties prescribed  
3 in the preceding section, except for the board of prisoners,  
4 shall be charged and collected by said sheriff as now pro-  
5 vided by law, and an accurate account thereof, and of  
6 those specified in section three of this act, kept and trans-  
7 mitted to the county treasurer on the last day of March,  
8 June, September and December annually, and the amount  
9 deducted from the quarter's salary for the quarter then  
10 ending. If such fees are in excess of the amount of  
11 salary then due said sheriff, he shall pay said excess to the  
12 county treasurer. And no county treasurer shall pay any  
13 quarter's salary until said statement shall have been filed.

Sect. 3. For all prisoners committed from other coun-  
2 ties or from any court of the United States, and for all  
3 other persons confined for debt and on other civil processes,  
4 the sheriff shall collect the same fees for their entire sup-  
5 port as are now provided by law, or may be fixed by the  
6 county commissioners under the authority vested in them  
7 by statute and include the same in the statement provided  
8 for in the preceding section, and the same shall be  
9 deducted from the salary as herein prescribed. He shall

10 not make any charge or collect any fees for the support of  
11 prisoners committed on criminal process from any court in  
12 the county in which said jail is situated.

Sect. 4. The said county commissioners of the county  
2 of Cumberland shall, without extra charge or commission  
3 to themselves or to any other person, procure all neces-  
4 sary supplies, including necessary food, fuel, bedding and  
5 clothing, for the jail and the prisoners therein, in said  
6 county, to be furnished and purchased under their direc-  
7 tion and at the expense of the county. A suitable person  
8 shall be employed to prepare the food of the prisoners, at  
9 the expense of the county, and the service of the food to  
10 the prisoners shall be under the general direction of the  
11 jailer, master or keeper. The person employed to pre-  
12 pare the food of the prisoners shall be appointed by the  
13 sheriff, subject to the approval of the county commission-  
14 ers. The county commissioners shall have authority at  
15 any time to direct specific rations, or articles of food,  
16 clothing, soap, fuel or other necessaries, to be furnished  
17 and served to the prisoners. The bills and accounts for  
18 supplies furnished, and the items of expenses incurred in  
19 preparing and serving the same, shall be audited quarterly  
20 by some competent person appointed by the judge of the  
21 superior court of the county of Cumberland, and be paid  
22 by the county treasurer. For services in auditing said  
23 accounts, said judge shall allow a reasonable compensation  
24 to be paid from the county treasury.

Sect. 5. The county commissioners of the county of  
2 Cumberland may each year, as soon after the first of Jan-  
3 uary as may be, make an estimate of the amount of food,  
4 fuel, clothing and supplies as far as practicable, which will  
5 be required by the county jail and for the support of the

6 prisoners therein for the current year, and advertise or  
7 sealed proposals for furnishing the same according to  
8 specifications furnished by them, in the daily papers of  
9 the city of Portland, three days successively, at least four-  
10 teen days before the time limited for the reception of  
11 such proposals, at which time they shall examine all such  
12 proposals and award the contract to the lowest responsible  
13 bidder; and the county commissioners shall procure such  
14 other necessary supplies and articles for the foregoing  
15 purposes as may not be furnished by contract, and account  
16 for the same in the manner provided for in the preceding  
17 section of this act.

Sect. 6. The sheriff of Cumberland county shall appoint  
2 three deputy sheriffs, who shall serve at the pleasure of  
3 said sheriff, and whose special duty shall be to enforce the  
4 provisions of chapter twenty-seven, Revised Statutes of  
5 Maine and acts additional thereto and amendatory thereof,  
6 in said county, and who shall receive as compensation  
7 therefor, the sum of three dollars per day, to be paid from  
8 the county treasury, together with such incidental ex-  
9 penses as may be necessary for the proper enforcement of  
10 said chapter; bills for which shall be audited as provided  
11 in section one, chapter one hundred and thirty-six, Revised  
12 Statutes of Maine.

Sect. 7. The sheriff of said county, and his deputies  
2 appointed under the provisions of section six of this act,  
3 shall receive no fees for said service except as herein pro-  
4 vided, but shall charge up all fees now allowed to sheriffs  
5 and their deputies for the enforcement of the provisions of  
6 said chapter twenty-seven, Revised Statutes of Maine,  
7 and acts additional thereto and amendatory thereof, to the

8 county of Cumberland and account for them as provided  
9 in section eight of this act.

Sect. 8. The sheriff of Cumberland county, on the last  
2 secular day of June and December of each year, shall  
3 render to the treasurer of said county an itemized account  
4 of all fees charged up to said county by him, and by his  
5 deputies appointed as herein provided, for the enforce-  
6 ment of the provisions of said chapter twenty-seven,  
7 Revised Statutes of Maine, and acts additional thereto and  
8 amendatory thereof, in said county, which said fees shall  
9 revert to the county of Cumberland.

Sect. 9. No deputy sheriff, unless appointed under the  
2 provisions of section six of this act, shall receive any  
3 compensation for the enforcement of the provisions of said  
4 chapter twenty-seven, Revised Statutes of Maine, and  
5 acts additional thereto and amendatory thereof, in the city  
6 of Portland, unless such compensation shall be allowed by  
7 the county commissioners of said county.

Sect. 10. All acts and parts of acts inconsistent with  
2 the provisions of this act are hereby repealed so far as the  
3 same would apply to the county of Cumberland.

Sect. 11. This act shall take effect upon the first day of  
2 July, A. D. nineteen hundred and one.







STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 14, 1901.

Reported by Mr. CHASE of Portland, from Committee on the  
Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*