

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-FIFTH LEGISLATURE

HOUSE

NO. 409

House of Representatives, Mar. 3, 1911.

*Reported by Mr. Goodwin from Committee on Judiciary and
ordered printed under joint rules.*

C. C. HARVEY, Clerk.

STATE OF MAINE

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

AN ACT to amend chapter 625 of the Private and Special Laws
of 1893.

Be it enacted by the People of the State of Maine, as follows:

Section 1. Section 1 of chapter 625 of the Private and
2 Special Laws of 1893 is hereby amended by striking out
3 all of said section and enacting in place thereof the fol-
4 lowing:

'Section 1. At any regular election which may be held in
6 the city of Biddeford not less than forty days nor more than
7 ninety days after this act shall take effect, and, in case of no
8 regular election within that time, at a special election to be
9 called within that time for the purpose herein provided,
10 there shall be elected by plurality vote three citizens of said

11 Biddeford who shall constitute a board of police of said
12 city of Biddeford in place of the present board of police,
13 and who shall be sworn before entering upon the duties of
14 their office ; all nominations shall be made and elections held
15 under the laws which govern the nomination and election of
16 mayor in said city of Biddeford. Said members of said
17 board shall serve from the time of their election and quali-
18 fication for terms which shall terminate one, two and three
19 years, respectively, as shall be designated at the time of their
20 election, from the third Monday of March next succeeding
21 such election ; thereafter, their successors shall be elected
22 for the term of three years each at the annual election next
23 preceding the expiration of the term. Vacancies shall be
24 temporarily filled by the municipal officers of said city ;
25 members so chosen shall hold office until the third Monday
26 of March following their election and at the next annual
27 municipal election occurring after such vacancy exists, some
28 citizen shall be elected to serve during the remainder of the
29 term. The board shall annually elect one of their number
30 chairman. The board shall annually appoint one of their
31 number clerk who shall be sworn and shall keep a record of
32 all proceedings, issue all notices and attest all such papers
33 and orders as the board directs.'

Sect. 2. Section 4 of said chapter 625 is hereby amended
2 by striking out the words, "appointed by the governor," in
3 the second line thereof, so that said section, as amended, shall
4 read as follows :

'Sect. 4. The salaries of the members of said board shall
6 be voted annually by the municipal officers of said city and
7 paid quarterly from the treasury thereof, but the salary of
8 any member of said board shall not be diminished during
9 the term of his appointment. Said board of police shall be
10 provided with such rooms as shall be convenient and suit-
11 able for the performance of its duties by said city and at its
12 expense. The said city shall provide all suitable accommo-
13 dations for the police of said city as said board shall re-
14 quire. All rooms in all buildings and all property used by
15 said police, shall be under the control of said board of po-
16 lice. All expenses for the maintenance of said rooms, the
17 pay of the police and all incidental expenses incurred in the
18 administration of said police, shall be paid by said city upon
19 the requisition of said board. But no such expenses shall
20 be paid by said city until the bills therefor shall have been
21 audited by the city auditor, approved by a majority of said
22 board of police and allowed by the city council's committee
23 on accounts. When thus audited, approved and allowed, the
24 mayor of said city shall draw his warrant for the payment
25 of such expenses. The compensation of the police in said
26 city shall not be diminished below the amount paid said po-
27 lice for and during the year eighteen hundred ninety-two,
28 without the consent of said board of police.'

Sect. 3. The fees of all police officers for services in crim-
2 inal cases shall be taxed and allowed as in behalf of the sher-
3 iffs in and for the county of York and seventy-five per cent

4 thereof shall be annually paid by the county treasurer to the
5 city of Biddeford. When said seventy-five per cent ex-
6 ceeds the annual salary or compensation of the chief and
7 deputy chief of said police force, the excess amount shall
8 not be paid to said city of Biddeford but shall be covered
9 into the treasury of said county of York. Police officers
10 may retain for their own use all fees received by them in
11 civil cases. No such officers shall receive from any re-
12 spondent in any criminal case any fine or costs, but in all
13 such cases, such fines and costs shall be paid to the judge is-
14 suing the precept against such respondent, but fees taxed
15 and allowed to the officers for attendance as witnesses in any
16 criminal case before the appellate court, or before any court
17 held in some town other than the one in which such officers
18 reside, shall be paid to them from the county treasury. The
19 expenses of any such officer necessarily and reasonably in-
20 curred and actually disbursed in the service of any criminal
21 precept, shall be allowed and paid to him upon his filing an
22 itemized account thereof, under oath, accompanied by prop-
23 er vouchers thereof.

Sect. 4. Section 6 of said chapter 625 is hereby amended
2 by striking out all of said section and enacting in place there-
3 of the following:

'Sect. 6. Said board of police shall make a report of its
5 doings annually to the City Council at the close of the fiscal
6 year.'

Sect. 5. All acts and parts of acts inconsistent herewith,
2 are hereby repealed.