

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-EIGHTH LEGISLATURE

HOUSE

NO. 390

House of Representatives, Feb. 23, 1917.

Printed under joint rules.

W. R. ROIX, Clerk.

STATE OF MAINE

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

AN ACT to Amend Chapter 239 of the Private and Special
Laws of 1913, relative to Lincoln Municipal Court, giving
the Recorder of said Court authority to issue warrants upon
complaints for criminal offenses.

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

Section 1. Section three of chapter two hundred and
2 thirty-nine of the private and special laws of nineteen hun-
3 dred and thirteen is amended by adding after the word
4 "judge" in the fourth line the following, 'Said recorder
5 shall have the same authority as the judge to issue war-
6 rants upon complaints for crimes or offenses committed in
7 the county of Lincoln,' so that said section as amended shall
8 read as follows:

‘Sect. 3. A recorder may be appointed in the manner provided by article five of section eight of the constitution, who shall keep the records of said court when requested so to do by the judge. Said recorder shall have the same authority as the judge to issue warrants upon complaints for crimes and offenses committed in the county of Lincoln; and in the case of absence from the court room of said judge or when the office of judge is vacant, the recorder shall have and exercise all the powers of the judge and perform all the duties required of said judge by this act, and shall be empowered to sign and issue all papers and processes, and do all acts as fully and with the same effect as the judge could do if he were acting in the premises and the signature of the recorder, as such, shall be sufficient evidence of his right to act instead of the judge. Said recorder shall reside in the county of Lincoln aforesaid and shall hold his office as recorder for the term of four years.’

Sect. 2. Said act is further amended by adding to section four the following, ‘Trial justices shall receive from the county treasury fifty cents for each warrant issued under the provisions of this section,’ so that said section as amended shall read as follows:

‘Sect. 4. Said court shall have original and exclusive jurisdiction as follows: First, of all cases of forcible entry and detainer respecting estates within the county of Lincoln aforesaid; second, of all such criminal offenses and misdemeanors committed in said county of Lincoln as are by law

6 within the jurisdiction of trial justices; third, of all offenses
7 against the ordinances and by-laws of any of the towns of
8 said Lincoln county; provided, that warrants may be issued
9 by any trial justice in said county upon complaint for offenses
10 committed in said county of Lincoln, but all such warrants
11 shall be made returnable before said court and no other
12 municipal or police court, and no trial justice, shall have or
13 take cognizance of any crime or offense committed in said
14 county of Lincoln. Trial justices shall receive from the
15 county treasury fifty cents for each warrant issued under
16 the provisions of this section.'