

# MAINE STATE LEGISLATURE

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NEW DRAFT

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EIGHTY-FIRST LEGISLATURE

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SENATE

NO. 48

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In Senate, Feb. 6, 1923.

Reported by Mr. Hinckley from Committee on Judiciary  
and laid on table to be printed under joint rules.

L. ERNEST THORNTON, Secretary.

Presented by Senator Ryder of Piscataquis.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND TWENTY-THREE

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AN ACT to Amend Section Ten of Chapter One Hundred  
and Thirty-seven of the Revised Statutes, as Amended by  
Chapter Two Hundred Three of the Public Laws of Nine-  
teen Hundred and Seventeen and by Chapter Seventy-six  
of the Public Laws of Nineteen Hundred and Nineteen, and  
by Chapter One Hundred Sixty-seven of the Public Laws  
of Nineteen Hundred and Twenty-one, Relating to the Ap-  
pointment of Probation Officers.

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

R. S., c. 137, sec. 10; 1917, c. 203; 1919, c. 76; 1921, c.  
2 167; relating to the appointment of probation officers. Sec-  
3 tion ten of chapter one hundred thirty-seven of the revised

4 statutes, as amended by chapter two hundred and three of  
5 the public laws of nineteen hundred seventeen and by sec-  
6 tion one of chapter seventy-six of the public laws of nine-  
7 teen hundred nineteen, and chapter one hundred sixty-seven  
8 of the public laws of nineteen hundred twenty-one, is here-  
9 by further amended by striking out all of said section and  
10 inserting the following:

    'Sect. 10. Tenure of office subject to pleasure of "the"  
2 governor and council instead of "such" governor and coun-  
3 cil. The governor, by and with the consent of the coun-  
4 cil, shall appoint in any county of the state where in his  
5 judgment such an appointment is advisable, one probation  
6 officer, who shall be a citizen in the county for which said  
7 appointment is made, and of good moral character, and  
8 shall hold office during the pleasure of the governor and  
9 council, receiving as compensation therefor such sums as  
10 the county commissioners shall fix, which shall be paid  
11 from the county treasury in equal monthly installments.  
12 The county commissioners of such county shall at their  
13 next session after such appointment by the governor, de-  
14 termine and fix the amount of such compensation, which  
15 shall not be diminished during the term of office of the  
16 probation officer, but may be increased if it seems just to  
17 the county commissioners so to do. In addition to such  
18 compensation, each probation officer shall receive monthly  
19 such sums as are reasonably and properly paid for expenses  
20 incurred in the performance of the officer's duty. Each

21 probation officer shall on or before the last day of each  
22 month submit under oath to the county commissioners of  
23 such county an itemized statement of such expenditures.  
24 If in any county it seems to the governor and council nec-  
25 essary to have more than one probation officer, the gov-  
26 ernor, by and with the consent of the council, may appoint  
27 one or more associates, who shall have all the authority  
28 under the direction of the probation officer which such pro-  
29 bation officer has, and who shall receive for compensation  
30 and expenses such sum as the county commissioners of  
31 such counties shall deem just and proper.

“The county of Cumberland is expressly exempted from  
2 the provisions of this section and nothing in this section  
3 shall affect or modify provisions of chapter three hundred  
4 forty-six of the private and special laws of nineteen hun-  
5 dred five, as amended by chapter twenty-seven of the pri-  
6 vate and special laws of nineteen hundred fifteen; nor affect  
7 or modify the provisions of chapter three hundred thirty-  
8 six of the private and special laws of nineteen hundred  
9 seven; nor affect or modify any private or special law now  
10 in force pertaining to the appointment of probation officers  
11 and their duties within and for the county of Cumberland.”