

MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

House Document

No. 275

H. P. 849 House of Representatives, February 6, 1929.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Williamson of Augusta.

STATE OF MAINE

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

AN ACT to Provide for the Exoneration of Bail in Civil Action
After the Entry of the Action.

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

Chapter ninety of the revised statutes is hereby amended
2 by adding thereto the following section:

‘Sect. 17. Any bail may, after the action is entered, and
2 before final judgment in the original suit, exonerate him-
3 self from all liability, by surrendering his principal to the
4 jail in the county where the writ is returnable, and within
5 five days thereafter leaving with the jailer an attested copy
6 of the writ or process whereby the arrest was made, of
7 the return endorsed thereon, and of the bail bond, and noti-

8 fying, in writing, the clerk of the court of the time and
9 place of the commitment; and the jailer shall receive him
10 into custody as if committed by the officer making the ar-
11 rest.'

STATEMENT OF FACTS

Under the present statute a bail may surrender his principal and relieve himself from liability on the bond after the action has been entered only during a term of the court. The bail cannot be surrendered in vacation. If the action is continued one or more terms there are periods during which the bail cannot surrender his principal.

This act is designed to correct this situation.