

MAINE STATE LEGISLATURE

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EIGHTY-FIFTH LEGISLATURE

Legislative Document

No. 207

H. P. 606

House of Representatives, Jan. 28, 1931.

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

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Goudy of South Portland.

STATE OF MAINE

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

AN ACT Providing for Probation on Jail Sentences Where
a Fine is Paid.

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

Section one of chapter one hundred forty-seven of the revised statutes is hereby amended by adding after the word "year" in the fifth line thereof, the words, 'When it is provided that he shall be punished by imprisonment and fine, or by imprisonment or fine, or by fine and in addition thereto imprisonment, he may be sentenced to either or both and the court may in its discretion order that if he shall pay the fine and costs, the jail sentence imposed in connection therewith shall be suspended and the respondent placed on probation in accordance with the provisions of this chapter' so that said section as amended shall read as follows:

'Section 1. No person to be punished until convicted; sentence to imprisonment and fine; costs; probation on jail sentence. R. S. c. 137, sec. 1. 1917, c. 156, sec. 2. No person shall be punished for an offense until convicted thereof in a court having jurisdiction of the person and case. When no punishment is provided by statute, a person convicted of an offense shall be punished by a fine of not more than five hundred dollars or by imprisonment for less than one year. When it is provided that he shall be punished by imprisonment and

fine, or by imprisonment or fine, or by fine and in addition thereto imprisonment, he may be sentenced to either or both and the court may in its discretion order that if he shall pay the fine and costs, the jail sentence imposed in connection therewith shall be suspended and the respondent placed on probation in accordance with the provisions of this chapter. In all cases where a fine is imposed he may be sentenced to pay the costs of prosecution; and for violations of sections six to thirteen of chapter forty-seven, and of sections seven, twelve, thirteen, thirty-three and thirty-eight of chapter one hundred thirty-seven, he shall be sentenced to pay such costs.'