

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-FIFTH LEGISLATURE

Legislative Document

No. 777

H. P. 1192 House of Representatives, Feb. 27, 1931.

Reported by a majority of the Committee on Legal Affairs. Majority and minority reports tabled by Mr. Sargent of Brewer pending acceptance of either and 1,000 copies of New Draft ordered printed.

CLYDE R. CHAPMAN, Clerk.

New Draft and Title H. P. 606, L. D. 207.

STATE OF MAINE

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

AN ACT providing for sentences and the imposition thereof.

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 striking out all of said section and inserting in place thereof the following:

'Section 1. 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 fine and costs, and in addition thereto, imprisonment, the court may in its discretion, in the case of first offenders, after imposing sentence of fine and costs and imprisonment, place him on probation as to such imprisonment in accordance with the provisions of this chapter on condition that he pay the fine and costs, and in default of such payment, impose a sentence of imprisonment for less than six months. Nothing in this section shall be construed to in any way affect the right of the court to place the respondent on pro-

bation as to both fine and cost and imprisonment. In all cases where a fine is imposed he may be sentenced to pay the costs of prosecution, and for violation 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.'