

MAINE STATE LEGISLATURE

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EIGHTY - SIXTH LEGISLATURE

Legislative Document

No. 24

H. P. 31

House of Representatives, Jan. 12, 1933.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Tompkins of Houlton.

STATE OF MAINE

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

AN ACT Relating to the Appointment of Probation Officers.

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

Sec. 1. **Superior court to appoint probation officers.** Section 10 of chapter 147 of the revised statutes is hereby amended by striking out from the 1st 3 lines thereof the words "The governor by and with the consent of the council, shall appoint in any county of the state where in his judgment such appointment is advisable, 1 probation officer, who shall be a citizen" and substituting therefor the following: 'The judges of the superior court by majority vote shall appoint in any county of the state, where in their judgment such appointment is advisable, 1 or more probation officers, resident' and by striking from the 5th line thereof the words "governor and council" and substituting therefor the words 'superior court' and by striking from the 8th line thereof the words "by the" and from the 9th line thereof the word "governor" and by striking out all of the 16th line after the word "expenditures" and all of the 17th, 18th, 19th, 20th and 21st lines thereof so that said section as amended shall read as follows:

'Sec. 10. **Probation officers; appointment, tenure and compensation; special provisions for Cumberland county.** The judges of the superior court by majority vote shall appoint in any county of the state, where in their judgment such appoint-

ment is advisable, 1 or more probation officers resident in the county for which said appointment is made, and of good moral character, and who shall hold office during the pleasure of the superior court, receiving as compensation therefor such sums as the county commissioners shall fix, which shall be paid from the county treasury in equal monthly instalments. The county commissioners of such county shall at their next session after such appointment determine and fix the amount of such compensation, which shall not be diminished during the term of office of the probation officer, but may be increased if it seems just to the county commissioners so to do. In addition to such compensation, each probation officer shall receive monthly such sums as are reasonably and properly paid for expenses incurred in the performance of the officer's duty. Each probation officer shall on or before the last day of each month submit under oath to the county commissioners of such county an itemized statement of such expenditures.

'The county of Cumberland is expressly exempted from the preceding provisions of this section and nothing in this section shall affect or modify any law pertaining to the appointment of probation officers and their duties within and for the county of Cumberland, except as follows: at the expiration of the terms of office of the probation officer and assistant probation officer of the county of Cumberland, their successors shall be appointed by the judge of the municipal court for the city of Portland, and said appointments shall be approved by a judge of the superoir court resident in Cumberland county or by the chief justice of the supreme judicial court.'