

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY - SEVENTH LEGISLATURE

Legislative Document

No. 875

H. P. 1823

House of Representatives, March 29, 1935.

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

HARVEY R. PEASE, Clerk.

NEW DRAFT OF H. P. 333—L. D. 103

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-FIVE

AN ACT Relating to Deputy Sheriffs.

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

R. S., c. 94, amended. Section 12 of chapter 94 of the revised statutes is hereby repealed, and the following sections inserted in place thereof:

'Sec. 12. Sheriff to appoint chief deputy. Subject to the provisions of section 8 of chapter 94 of the revised statutes the sheriff in each county shall, as soon as may be after he takes office, appoint a chief deputy to serve under him who shall have all the powers and duties of a deputy sheriff and who shall be subject to the direction of the sheriff in the administration of his office.'

'Sec. 12-A. Qualification and bond of chief deputy. Every person appointed chief deputy under the provisions of section 1 of this act shall give bond to the treasurer of state, before receiving his commission, with at least 3 sufficient sureties, or with the bond of a surety company authorized to do business in this state as surety in such sum as the county commissioners of his county shall require, conditioned for the faithful performance of the duties of his office, and to answer for all neglect and misdoings of the deputies in said county during such time as he shall serve in the period of a vacancy in the office of sheriff.'

'Sec. 12-B. Approval and filing of bond. Said bond shall be filed and approved in the same manner as is required for the bond of a sheriff under section 2 of chapter 94 of the revised statutes and all of the provisions of said section shall apply to the bond of such chief deputy.'

'Sec. 12-C. Powers of chief deputy during a vacancy in the office of sheriff. In the event of a vacancy in the office of sheriff by reason of death, resignation, or otherwise, said chief deputy shall have and exercise the same rights and powers and be subject to the same duties and liabilities as a sheriff until the vacancy in the office of sheriff shall have been filled as provided in the constitution and the new sheriff shall have qualified according to law.'

'Sec. 12-D. Powers of other deputies during vacancy. During such vacancy all other deputies of the sheriff vacating the office shall continue to have and exercise the powers and duties of deputy sheriffs and shall be subject to the direction and control of said chief deputy in the same manner and to the same extent as if he were sheriff.'