

MAINE STATE LEGISLATURE

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E I G H T Y - E I G H T H L E G I S L A T U R E

Legislative Document

No. 469

H. P. 1290

House of Representatives, February 11, 1937.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Varney of Berwick.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-SEVEN

AN ACT to Enable Courts to Impose Sentence in Vacation.

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

Sec. 1. R. S., c. 147, § 14, amended. Section 14 of chapter 147 of the revised statutes as amended by chapter 87 of the public laws of 1935, is hereby further amended to read as follows:

‘Sec. 14. Court may suspend sentence and place respondent on probation; violation of terms of probation; court may impose sentence in vacation. The court may in its discretion, if the offense is within the jurisdiction of the court trying the cause, suspend sentence for a definite period of time, or for an indefinite time not exceeding 1 year, and such respondent may be committed to the custody and control of the probation officer. In all cases where the respondent is committed to the custody or control of the probation officer, the court shall give to each respondent a writing showing the terms of his probation and the times and places when and where such respondent is to report to such probation officer. And if at any time any such respondent violates the terms of his probation, the probation officer shall forthwith report the same to the court which finally tried the cause,

and the court may thereupon decree said probation ended, and either impose the sentence, if the cause has been continued for sentence, or in all other cases order the respondent to forthwith comply with the original sentence; and in all cases where **the** sentence has not been imposed, the court may forthwith impose sentence. The probation officer may bring any such respondent who has violated the terms of his probation before the court which finally tried the cause, in vacation, and any justice of said court upon being satisfied of the facts, may order the respondent to forthwith comply with the original. **If the cause had been continued for sentence, the justice of said court may, either in term or in vacation, impose sentence.'**