

MAINE STATE LEGISLATURE

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

Legislative Document

No. 225

H. P. 554

House of Representatives, January 31, 1939.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Hinckley of South Portland.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to Arrests.

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

Sec. 1. Persons arrested to be brought before trial justice in town where offense occurred; exception. Any person accused of an offense cognizable by trial justices, if brought, or ordered to appear, by an officer, before a trial justice, shall be brought, or ordered to appear, before a trial justice holding court within the town where the alleged offense occurred; but if there is no trial justice within said town, then to the trial justice nearest to the town in which the alleged offense occurred.

Sec. 2. False arrest. Any violation of the provisions of section 1 shall render the proceeding null and void, and also subject the officer to an action on the case for false arrest, to be brought by any person so arrested, within 6 months after the date of arrest.