

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. 1184

S. P. 676

In Senate, April 13, 1939.

Reported by Senator Burns of Aroostook from Committee on Judiciary and laid on table to be printed under joint rules.

ROYDEN V. BROWN, Secretary.

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 Fines Paid to Municipal Courts.

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

Sec. 1. R. S., c. 144, § 1, amended. Section 1 of chapter 144 of the revised statutes, as amended, is hereby further amended to read as follows:

‘Sec. 1. Appointment of municipal judges; all fees to be paid over. Judges of municipal courts shall be appointed and shall hold their offices as provided in the constitution. ~~Their salaries, unless established by law, shall be fixed by the municipal officers of their towns, and paid quarterly from the treasuries thereof, and shall not be diminished during their continuance in office; and all fees received by them shall be paid quarterly into said treasuries except when their compensation is fixed by law, by the allowance to them, in whole or in part, of the fees accruing in their courts.~~ All fees of fines, penalties and costs imposed by such courts paid to the jailer after commitment of a respondent, shall be paid over by him, ~~quarterly~~ monthly as provided in section 7 of chapter 148, as amended.’

Sec. 2. R. S., c. 148, § 7, amended. Section 7 of chapter 148 of the revised statutes, as amended, is hereby further amended to read as follows:

‘Sec. 7. Magistrates to pay over fines to those entitled to same. Every trial justice or judge of a municipal court shall render, under oath, an ac-

count of all fines and forfeitures upon convictions and sentences before him, and pay them over ~~within two months after he receives the same~~ **monthly with a detailed account of each case determined the prior month;** to the treasurer of the town if they accrue to the town, and to the treasurer of the county if they accrue to the state or county, or to any corporation, person, society, or association, in whole or in part, for the use of the party entitled thereto; and for any neglect in making such payments, he forfeits in each instance double the amount so neglected to be paid over, to be recovered by indictment for the parties entitled to such fines and forfeitures, and in default of payment, according to the sentence of the court, he shall be punished by imprisonment for not more than 6 months.'

Sec. 3. Clarification of costs on municipal court appeals. The 8th paragraph of section 1 of chapter 112 of the public laws of 1937 is hereby amended to read as follows:

'Copies of papers for removal, or appeal, to the superior court, to be paid by the appellant **to the municipal court** and taxed in his costs **by the superior court** if he finally prevails \$2.00.'