

MAINE STATE LEGISLATURE

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

Legislative Document

No. 379

H. P. 796

House of Representatives, February 10, 1943.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Stephenson of Union by request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

AN ACT to Clarify the Laws Relating to Paroles and Good Time Allowances to Convicts in State Prison.

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

Sec. 1. R. S., c. 147, § 34, amended. Section 34 of chapter 147 of the revised statutes is hereby amended to read as follows:

'Sec. 34. A prisoner violating his parole to be considered as an escaped prisoner. A prisoner violating the provisions of his parole and for whose return a warrant has been issued by the warden ~~or superintendent~~ shall, after the issuance of such warrant be treated as an escaped prisoner owing service to the state, and shall be liable, ~~when arrested after arrest,~~ to serve out the unexpired portion of his maximum ~~imprisonment, sentence and the time from the date of his declared delinquency to the date of his arrest shall not be counted as any part or portion of the time to be served.~~ The length of service owed the state in any such case shall be determined by deducting from the maximum sentence the time from date of commitment to the prison to date of violation of parole and such prisoner shall forfeit any deduction made from his sentence by reason of faithful observance of the rules and requirements of the prison prior to parole or while on parole. This section shall not be construed to prevent time allowance by reason of faithful observance of the rules and requirements of

the prison during the unexpired portion of such maximum sentence, or to prevent the re-parole of such prisoner in the discretion of the parole board.'

Sec. 2. P. L., 1933, c. 1, § 329, amended. Section 329 of chapter 1 of the public laws of 1933, as amended by chapter 182 of the public laws of 1933, is hereby further amended to read as follows :

'Sec. 329. Warden shall keep a record of each convict's conduct, and recommend a deduction of sentence. He shall keep a record of the conduct of each convict, and for every month, during which it thereby appears that such convict has faithfully observed all the rules and requirements of the prison, the warden may make, with the approval of the commissioner, a deduction of 7 days from the minimum term of said convict's sentence, except those sentenced to imprisonment for life. The provisions of this section shall apply to the sentences of all convicts now or hereafter confined within the prison. **The provisions of this section shall not be construed to prevent the allowance of good time from maximum sentences or definite sentences other than life sentences.'**