

MAINE STATE LEGISLATURE

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

Legislative Document

No. 256

H. P. 436

House of Representatives, January 30, 1951.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Jacoby of Dixmont.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-ONE

AN ACT Relating to Transfers and Commitments to Pownal State School.

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

Sec. 1. R. S., c. 23, § 13, amended. The 1st sentence of the 1st paragraph of section 13 of chapter 23 of the revised statutes is hereby amended to read as follows:

'Any person who is committed to a state **penal**, charitable or correctional institution, and is under the control of the department, who becomes insane, or who is found to be insane by the examination authorized by the preceding section, shall be transferred to either of the state hospitals, and any person who is committed to a state **penal**, correctional or charitable institution and is under the control of the department, who in the opinion of the ~~superintendent~~ **head** thereof is in such condition that he or she is a fit subject for the Pownal state school, shall be transferred to the Pownal state school whenever, in the judgment of the commissioner, the welfare of the patients and inmates, or of either institution, or of the person will be promoted thereby.'

Sec. 2. R. S., c. 23, § 13, amended. The last sentence of next to the last paragraph of section 13 of chapter 23 of the revised statutes is hereby amended to read as follows:

'If prior to the expiration of the original sentence it is the opinion of the ~~superintendent~~ head of the institution which has charge of the patient that the patient should remain in the custody of the institution after the expiration of such sentence, the patient may be recommitted to either of the state hospitals upon complaint of the ~~superintendent~~ head of the institution which has charge of the patient under the provisions of sections 111 and 112; or to the Pownal state school under the provisions of section 154.'

Sec. 3. R. S., c. 23, § 154, amended. The 1st sentence of section 154 of chapter 23 of the revised statutes is hereby amended to read as follows:

'Whenever it is made to appear, upon application to the judge of probate for any county and after due notice and hearing, that any person resident in said county, or any inmate of the state school for girls, the state school for boys, the reformatory for men, the reformatory for women, **the state prison**, the military and naval children's home, or any person supported by any town, is a fit subject for the Pownal state school, such judge may commit such person to said school by an order of commitment directed to the department accompanied by a certificate of 2 physicians who are graduates of some legally organized medical college and have practiced 3 years in this state, that such a person is a proper subject for said institution; provided no such order of commitment shall issue until an application for admission of such person has first been made to the department which shall be placed on file at the institution and evidence thereof presented to such judge, accompanied by a certificate of the superintendent, stating, in substance, that such person will be received under the provisions of section 156, when properly committed.'