

MAINE STATE LEGISLATURE

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

Legislative Document

No. 661

H. P. 468

House of Representatives, February 12, 1957.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Browne of Bangor.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-SEVEN

AN ACT Relating to the Taking of Certificates of Sureties by Bail Commissioners.

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

R. S., c. 126, § 35-A, additional. Chapter 126 of the Revised Statutes is hereby amended by adding thereto a new section to be numbered 35-A, to read as follows:

‘Sec. 35-A. Certificate of sureties required; monthly statement to clerk of courts. Whenever bail is taken out of court in criminal cases, the bail commissioner shall cause a certificate to be signed and sworn to by each surety in the presence of the persons to be bailed; such certificate shall contain the name of each surety, his residence, including the name of the street and number, if any, of the dwelling house thereon, his occupation and place of business; each and all of which statements shall be deemed to be material statements in prosecutions for perjury. The bail commissioner upon taking any such certificate shall return the same forthwith to the clerk of courts of the county in which bail was admitted. On the second Monday of each calendar month, the bail commissioner shall transmit a written statement to said clerk of courts setting forth each separate occasion on which each bail or surety was accepted during the preceding calendar month, the name and address of each bail or surety, the date of such acceptance, the names of the persons admitted to bail, the offenses charged and the court or trial justice before which such persons were required to appear. All such certificates and statements filed by the bail commissioner with the clerk of courts shall be numbered and memorandum thereof recorded by him in a book kept for that purpose and open for public inspection.’