

MAINE STATE LEGISLATURE

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

Legislative Document

No. 790

H. P. 556

House of Representatives, February 17, 1959

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Brown of Ellsworth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-NINE

AN ACT Relating to Acceptance of Surety Company Bonds in Lieu of Bail Bonds or Other Sureties.

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

Sec. 1. R. S., c. 146, § 22, amended. The first sentence of section 22 of chapter 146 of the Revised Statutes is amended to read as follows:

‘Any person aggrieved at the decision or sentence of such magistrate may, within 5 days after such decision or sentence is imposed, Sunday not included, appeal therefrom to the next Superior Court to be held in the same county, and the magistrate shall thereupon order such appellant to recognize in a reasonable sum, not less than \$20 with sufficient sureties, **or in lieu thereof, when offered, a good and sufficient surety bond duly executed by a surety company authorized to do business in this State,** to appear and prosecute his appeal and to be committed until the order is complied with.’

Sec. 2. R. S., c. 126, § 35-A, additional. Chapter 126 of the Revised Statutes is amended by adding a new section to be numbered 35-A, to read as follows:

‘**Sec. 35-A. Surety bonds authorized in criminal cases.** In any criminal proceeding or mesne process or other process where a bail bond recognizance or personal sureties or other obligation is required, or whenever any person is arrested and is required or permitted to recognize with sureties for his appearance in court, the court official or other authority authorized by law to accept and approve the same shall accept and approve in lieu thereof, when offered, a good and sufficient surety bond duly executed by a surety company authorized to do business in this State.’