

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## TWENTY-EIGHTH LEGISLATURE

OF THE

# STATE OF MAINE,

A. D. 1848.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840,  
and March 16, 1842.

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**Augusta:**

WILLIAM T. JOHNSON, PRINTER TO THE STATE.

1848.

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PUBLIC LAWS

OF THE

STATE OF MAINE,

1848.

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## Chapter 70.

## CHAP. 70.

An act additional to the one hundred fifty-fourth chapter of the revised statutes.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECT. 1. If the captain or any other person having charge of any steam boat used for the conveyance of passengers, or if the engineer or other person having charge of the boiler of such boat, or of any apparatus therein for the generation of steam, shall from ignorance or gross neglect, or for the purpose of excelling any other boat in speed, create, or allow to be created, such an undue quantity of steam as to burst or break the boiler or other apparatus in which said steam shall be generated, or any apparatus or machinery connected therewith, by which bursting or breaking, human life shall be endangered, every such captain, engineer or other person, shall be adjudged guilty of a misdemeanor and shall be punished by imprisonment in a county jail not exceeding one year, or by fine not exceeding two hundred and fifty dollars, or by both such fine and imprisonment ; and if by reason of such bursting or breaking any person shall be killed, every such captain, engineer or other person, shall be deemed guilty of manslaughter in the second degree, and shall be punished by imprisonment in the state prison for a term not more than four years, nor less than two years.

Liability of persons having charge of steam-boats, or of the boilers of such boats, for neglect, &c.

—when human life shall be endangered.

—when any person shall be killed.

SECT. 2 If the life of any person shall be lost through ignorance or gross neglect on the part of the captain or other person having charge of any steam boat, or on the part of the engineer or other person having charge of the boiler of such boat, or on the part of the engineer, or other person having charge of the locomotive engine upon any rail road in this state, or on the part of the conductor or other person having charge of any car or train of cars upon such rail road, the owner or owners of such steam boat or rail road shall forfeit not exceeding two thousand dollars, to be paid to the executor or administrator of the deceased, for the use of his heirs, to be recovered by indictment.

Liability of the owners of rail-roads and steam-boats, when the life of any person shall be lost, &c.

[Approved August 10, 1843.]