

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## THIRTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE,

1855.

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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:**  
STEVENS & BLAINE, PRINTERS TO THE STATE.

1855.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1855.

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**CHAP. 125.**

Chap. 136, stat.  
1849, amended.

Certain insane  
persons not to  
be removed.

Certain statutes  
repealed.

SECT. 4. Chapter one hundred and thirty-six of the public laws, approved August fourteenth, eighteen hundred and forty-nine, is hereby amended by striking out, in the eleventh line, the words "district court or," and by inserting after the words "judicial court," in the twelfth line, the words "or any patient afflicted with homicidal insanity;" and the clause will then read: *provided, however,* that no person committed by order of the supreme judicial court, or any patient afflicted with homicidal insanity, shall be removed under the provisions of this act.

SECT. 5. The third, fourth, fifth, and sixth sections of chapter one hundred and seventy-three of the revised statutes are hereby repealed.

SECT. 6. This act shall take effect and be in force from and after its approval by the governor.

[Approved February 19, 1855.]

### Chapter 125.

An act further defining the power of mayors of cities, in the election of city officers.

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

Casting vote of  
mayor, how  
construed.

Election of per-  
sons having an  
equality of votes,  
how determined.

SECT. 1. All the provisions in the respective acts incorporating the several cities in this state, which authorize the mayor of any city to give a casting vote in the election of city officers, shall be construed to mean and require, that in the election of any officer, by ballot, in the board of aldermen or in convention of the aldermen and common council, if any two or more present voted for, shall each have one-half of the ballots cast, the mayor shall determine and declare which one or more of the persons having such equality, shall be elected, not exceeding the number required to be chosen.

SECT. 2. This act shall take effect from and after its approval by the governor.

[Approved February 20, 1855.]