

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

112

PASSED BY THE

FORTIETH LEGISLATURE

OF THE

STATE OF MAINE.

1861.

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Published by the Secretary of State, agreeably to Resolves of June 23, 1820,  
February 26, 1840, and March 16, 1842.

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AUGUSTA:  
STEVENS & SAYWARD, PRINTERS TO THE STATE.  
1861.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1861.

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## CHAP. 58.

age of twenty-one years, it shall be a full and complete release from all penalties and disabilities created by his sentence.

Sentence, in certain cases.

SECT. 2. When any boy between the ages of eight and sixteen years is convicted of an offence punishable by imprisonment in the state prison not for life, or in the county jail except for the offences hereinafter enumerated, the court or justice before whom he is convicted, may sentence him to the state reform school or to the other punishment provided by law for the same offence. If the sentence is to the reform school it shall be conditioned that if he is not received or kept in the reform school for the term prescribed by his sentence unless sooner discharged by the trustees as provided in section one, he shall then suffer such lawful alternative punishment as the court or justice orders, *provided* that nothing in this act shall authorize the commitment of any boy to the reform school who is deaf and dumb, noncompos or insane.

—may be alternative.  
—to be conditioned.

Proviso.

Expense in certain cases.

SECT. 3. When any boy between the ages of eight and sixteen years is convicted of larceny, where the property stolen does not exceed one dollar in value, of assault and battery, malicious mischief, malicious trespass, sabbath breaking, riotous conduct, disturbing the peace, embezzlement, cheating by false pretences, vagrancy, truancy, or of being a common runaway, drunkard, pilferer, night walker, or of having violated any police or municipal regulations of any city or town, punishable in the county jail or house of correction, the court or justice may sentence him to the reform school or to the other punishment, provided for the same offence in the manner prescribed by the preceding section; and the expense of transporting such boy to the reform school and of his subsistence and clothing during his imprisonment, not exceeding one dollar per week, shall be defrayed by the city or town where such boy resides, if within this state by the state.

—by whom paid.

SECT. 4. All acts and parts of acts inconsistent with this act are hereby repealed.

[Approved March 16, 1861.]

## Chapter 58.

An act to amend chapter eighty and one hundred thirty-two of the revised statutes, so as to make the same conformable to the constitution of the United States or any law made in pursuance thereof.

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

Ch. 80, sec. 50,  
R. S., amended.  
Fugitive slaves  
not to be ar-  
rested or

SECT. 1. Section fifty-three of chapter eighty of the revised statutes is amended so that it will read as follows: No sheriff, deputy sheriff, coroner, constable, jailer, justice of the peace or