

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1887.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1887.

SECT. 10. At such hearing, no evidence shall be deemed pertinent, except such as has been discovered since the trial, and such as relates to material facts, tending to show that such convict was wrongfully or erroneously convicted, or that he is innocent.

At hearing, only new evidence shall be deemed pertinent.

SECT. 11. If, upon all the evidence, said justices are of the opinion that such convict was wrongfully convicted, or that he is innocent of the crime of which he was convicted, and that an application should be made for his pardon or for a commutation of his sentence, they shall so order, and thereupon the clerk of said court for the district in which such hearing is had, shall make up a record of the proceedings had on such request, and transmit a copy thereof, and of all the papers in the case, to the governor, together with an application to the governor made by him, in behalf of such person, under the order and direction of said justices, for such pardon or commutation of sentence.

If justices are of the opinion that application should be made for pardon, they shall so order.

—proceedings.

SECT. 12. On receipt of such application, and not otherwise, the governor may, with the advice and consent of the council, grant a pardon or a commutation of sentence, upon such conditions and with such restrictions and limitations as may be deemed proper, and to carry the same into effect may issue his warrant directed to all proper officers who shall serve and obey it.

Governor may grant pardon.

SECT. 13. Such provisions shall be made for the classification and labor of the convicts in state prison, that those convicted of murder in the first degree, shall not be employed or in any way associated with those convicted of other offences.

Persons in state prison for murder in first degree, shall not associate with other convicts.

SECT. 14. All acts and parts of acts inconsistent herewith, are hereby repealed.

Inconsistent acts, repealed.

Approved March 17, 1887.

Chapter 134.

An Act to provide for the Fortnightly Payment of Wages.

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

SECT. 1. Every manufacturing, mining, quarrying, stone-cutting, mercantile, horse railroad, telegraph, telephone and municipal corporation, and every incorporated express and water company, and any person or firm engaged in any of the

Corporations, having more than ten employes, required to make fortnightly payments.

CHAP. 135

above specified kinds of business, having in their employ more than ten persons, shall pay fortnightly each and every employe engaged in its business, the wages earned by such employe to within eight days of the date of said payment; provided, however, that if at any time of payment, any employe shall be absent from his regular place of labor, he shall be entitled to said payment at any time thereafter on demand.

—proviso.

Penalty for violation of this act.

SECT. 2. Any corporation violating any of the provisions of this act, shall be punished by a fine not less than ten nor more than twenty-five dollars on each complaint under which it is convicted, provided, complaint for such violation is made within thirty days from the date thereof.

—complaint shall be made within thirty days.

If corporation fails to appear, it shall be defaulted.

SECT. 3. When a corporation against which a complaint is made under this act, fails to appear after being duly served with process, its default shall be recorded, the allegations in the complaint taken to be true, and judgment rendered accordingly.

When judgment is rendered, court may issue warrant of distress to compel payment.

SECT. 4. When judgment is rendered upon any such complaint against a corporation, the court may issue a warrant of distress to compel the payment of the penalty prescribed by law, together with costs and interest.

Act shall not apply to municipal officers.

SECT. 5. The provisions of this act shall not apply to municipal officers whose services are paid for by the day, or to teachers employed by municipal corporations.

When act shall take effect.

SECT. 6. This act shall take effect May one, eighteen hundred and eighty-seven.

Approved March 17, 1887.

Chapter 135.

An Act to amend section twenty-six of chapter thirty of the Revised Statutes, relating to the Disposition of Fines.

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

Sec. 26, ch. 30, R. S., amended.

Section twenty-six of chapter thirty is hereby amended, so that said section as amended, shall read as follows :

Penalties, how recovered.

‘SECT. 26. All penalties imposed by the six preceding sections may be recovered by action of debt, or by complaint or indictment in the name of the state, by any warden or his deputies, or any other person, in any county in which such offence is committed or the accused resides ; and in all actions

—full costs.