

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-THIRD LEGISLATURE
OF THE
STATE OF MAINE
1907.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1907.

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negotiate loans and sales for others; third, to own and maintain safe deposit vaults, with boxes, safes, and other facilities therein, to be rented to other parties for the safe keeping of moneys, securities, stocks, jewelry, plate, valuable papers and documents, and other property susceptible of being deposited therein, and may receive on deposit for safe keeping, property of any kind entrusted to it for that purpose; fourth, to act as agent for issuing, registering and countersigning certificates, bonds, stocks, and all evidences of debt or ownership in property; fifth, to hold by grant, assignment, transfer, devise or bequest, any real or personal property or trusts duly created, and to execute trusts of every description; sixth, to act as assignee, receiver or executor, and no surety shall be necessary upon the bond of the corporation, unless the court or officer approving the same shall require it; seventh, to do in general all the business that may be lawfully done by trust and banking companies.'

—to maintain safe deposit vaults.

—to act as agents.

—to execute trusts, etc.

—to act as assignee.

Section 2. The rights, powers and privileges of the Dexter Trust Company, which were granted by chapter three hundred and thirty-four of the private and special laws of nineteen hundred and five, are hereby extended for two years from the date of the approval of this act, and the persons named in said act, their associates and successors shall have all the rights, powers and privileges that were granted them by said act as amended, to be exercised in the same manner and for the same purposes as specified in said act.

Charter extended for two years.

Section 3. This act shall take effect when approved.

Approved March 21, 1907.

Chapter 336.

An Act creating the office of Probation Officer for the City of Westbrook.

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

Section 1. The judge of the municipal court for the city of Westbrook shall appoint one person as probation officer, to be approved by the judge of the superior court for the county of Cumberland, who shall act under the direction of said courts. The term of office of said officer shall be for the period of two years, or until removed by the judge of either of said courts. A record of said appointment and approval and of any such removal shall be made by the clerk of said superior court, and said clerk shall notify the county commissioners and the county treasurer of the county of Cumberland of the same.

Probation officer, appointment of.

—tenure.

—record of appointment.

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Powers.

—may take and hold without warrant.

Section 2. Said probation officer shall have and exercise all the powers of a truant officer, police officer, constable and deputy sheriff in criminal matters. He may also, without warrant or other process, take any person placed in his care by either of said courts at any time until such person is committed on mittimus in final execution of sentence and bring him before the court, or the court may issue a warrant for the rearrest of any such person; and the court may thereupon proceed to sentence, order mittimus to issue where it has been stayed or to make any other lawful disposition of the case.

Compensation fixed by court.

—shall be paid by county treasurer.

Section 3. Said probation officer shall receive as compensation for his services such sum as may be fixed by said court or courts, provided that said officer shall not be allowed for said services a greater sum than three hundred dollars in any one year. Said compensation shall be paid by the county treasurer of the county of Cumberland upon warrants drawn by the county commissioners of said county.

—temporary support of persons on probation.

When a person has been placed on probation the court may direct and authorize the probation officer to expend for the temporary support of such person, or for his transportation, or for both such purposes such reasonable sum as the court shall consider expedient and any sums so expended, together with actual disbursements for necessary expenses made by said probation officer while in the performance of his duty, shall be reimbursed by him out of the county treasury of the county of Cumberland after approval by the judge of said municipal court when said expenditure was made by order of the judge of said court, or when said duties were performed on account of said municipal court, and by the clerk of said superior court when the expenditure was made by order of the judge thereof, or when said duties were performed on account of said superior court, provided that said officer shall not be allowed in all for such disbursements, exclusive of said expenditures made by special order of such courts, a greater sum than three hundred dollars in any one year.

Probation officer pro tempore, appointment of.

—compensation.

Section 4. In case of the absence of said probation officer, the judge of said municipal court, or the judge of the superior court, as the case may be, may appoint a probation officer, pro tempore, to act during such absence, who shall have all the powers and perform all the duties of the probation officer and who shall receive as compensation for each day's service the sum of three dollars per day to be paid by the county treasurer of the county of Cumberland; provided, that the compensation so paid for any excess over fourteen days' services in any one

calendar year shall be deducted by said county treasurer from the salary of the probation officer.

Section 5. Said probation officer shall assist said courts by obtaining and furnishing information concerning previous arrests, convictions, imprisonments and other matters ordered by either of said courts relative to persons accused of criminal offenses, and by inquiring into the facts of every criminal case brought before said courts, and may recommend that any person convicted be placed upon probation. The case against any such convicted person may be continued for sentence, or sentence may be imposed and mittimus stayed for any period, and on any terms the court deems best. The court may place any person convicted by it in care of the probation officer for such time and upon such conditions as may seem proper. If the sentence is to pay a fine and to stand committed until the same is paid, the fine may be paid to said probation officer at any time during the period of probation and said probationer shall thereby be discharged. Said officer shall give a receipt for every fine so paid, shall keep a record of the same, shall pay the fine to the judge or clerk of the court, as the case may be, within twenty-four hours after its receipt and shall keep on file the judge's or clerk's receipt therefor.

Officer shall assist courts by furnishing information.

—court may place persons in care of probation officer.

Section 6. Any person arrested for a misdemeanor may make to the officer in charge of the place of custody in which he is confined a written statement, addressed to the judge of the municipal court, giving his name and address, what persons, if any, are dependent upon him for support, his place of employment, if any, and whether he has been arrested before within twelve months next preceding, together with a request to be released from custody. The officer who receives such statement shall endorse thereon the name of the arresting officer, and shall transmit said statement to the probation officer, who shall at once inquire as to the truth or falsity thereof, and into the record of said person as to previous offenses, and shall endorse thereon said his own signature for the use of the court the result of the investigation, and the court thereupon in its discretion may direct that such person be released from custody without arraignment. No officer making an arrest under the provisions of this section shall be liable for illegal arrest or imprisonment, if the person arrested shall be released from custody upon his own request, as herein provided.

Person arrested may make written statement.

—officer not liable for illegal arrest.

Section 7. Said probation officer shall keep full records of all cases investigated by him, and of all cases placed in his care by said courts and of any other duties performed by him under this act, and shall so arrange, consolidate and index his records,

Officer shall keep records of all cases.

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that the complete record of all the offenses of any one person may be readily ascertained.

Shall give information to county commissioners.

Section 8. Said probation officer shall give to the county commissioners of the county of Cumberland such information as they shall request regarding his work, and shall report to said commissioners on blanks or forms furnished by them such facts as they shall require regarding all cases brought before said courts and investigated by said officer, and regarding all cases of persons placed upon probation in his custody. Said commissioners shall keep a record of the same and incorporate said record in their annual report.

—commissioners shall keep record.

Section 9. This act shall take effect when approved.

Approved March 21, 1907.

Chapter 337.

An Act to repeal Chapter three hundred and sixty-six of the Private and Special Laws of nineteen hundred and three, relating to Fire Wardens in the town of Bucksport.

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

Chapter 366, private and special laws 1903, repealed.

Section 1. Chapter three hundred and sixty-six of the private and special laws of nineteen hundred and three is hereby repealed.

Section 2. This act shall take effect when approved.

Approved March 21, 1907.

Chapter 338.

An Act to make valid the acts of the Lewiston, Greene and Monmouth Telephone Company.

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

Organization made valid.

Section 1. The organization of the Lewiston, Greene and Monmouth Telephone Company, under the general law, under date of December twenty-three, in the year of our Lord nineteen hundred and five, is hereby made valid and all its past acts and doings are hereby made valid and legal.

Section 2. This act shall take effect when approved.

Approved March 21, 1907.