

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

Published by the Secretary of State, in accordance with the Resolves of the Legislature
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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Ninth Legislature

1919

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CHAP. 107

'Sec. 61. Court may provide woman attendant when officer to whom mittimus is directed is not a woman; expenses to be paid by county. When a woman over the age of sixteen years is convicted before any court or trial justice having jurisdiction of the offense, of an offense punishable by imprisonment in the state prison, or in the county jail, or in any house of correction, such court or justice may order her commitment to the reformatory for women, or sentence her to the punishment provided by law for the same offense. When a woman is sentenced to the reformatory for women, the court or trial justice imposing the sentence shall not prescribe the limit thereof, unless it be for a term of more than five years; but no woman committed to the reformatory upon a sentence within the prescribed limit, as aforesaid, shall be held therein for more than five years if sentenced for a felony, nor for more than three years if sentenced for a misdemeanor. If the sentence imposed upon any woman be for more than five years, she shall be so held for such longer term. Upon commitment of such woman, if the officer to whom the mittimus or order of commitment is addressed is not a woman, the judge or trial justice shall in all cases when feasible designate a woman to be an attendant to accompany her to said reformatory. The expenses of said woman shall be paid by the county in which the commitment is made.'

Approved March 27, 1919.

Chapter 107.

An Act to Amend Section Sixty-five of Chapter One Hundred and Forty-two of the Revised Statutes, Relating to the Care of Children of Women Committed to the Reformatory for Women.

Be it enacted by the People of the State of Maine, as follows:

R. S., c. 142, § 65; relating to care of children of women committed to reformatory for women. Section sixty-five of chapter one hundred and forty-two of the revised statutes is hereby amended by striking out the words "at a rate not to exceed two and one-half dollars a week", so that said section, as so amended, shall read as follows:

'**Sec. 65. Amount to be paid for care of child not limited to \$2.50 a day.** If any woman committed to said reformatory is, at the time of her commitment, the mother of a nursing child in her care and under one year of age, or is pregnant with child which shall be born after such commitment, such woman may retain such child in said reformatory until it shall be two years of age, when it must be removed therefrom. The board of trustees may cause such child to be placed in any asylum for children in this state and pay for the care and maintenance of such child therein until the mother of such child shall have been discharged, or may commit such child to the care and custody of some relative or proper person will-

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ing to assume such care. If such woman, at the time of such commitment, shall be the mother of and have under her exclusive care, a child more than one year of age, which might be otherwise left without proper care or guardianship, the magistrate committing such woman shall cause such child to be committed to such asylum as may be provided by law for such purposes, or to the care and custody of some relative or proper person willing to assume such care. Any commitment of a child under the provisions of this section to the custody of any asylum for children or to any relative or other person, shall be subject to the provisions of section fifty-six of chapter sixty-four.'

Approved March 27, 1919.

Chapter 108.

An Act to Amend Section Forty of Chapter One Hundred and Twenty-seven of the Revised Statutes, Relating to Prosecutions, How Commenced and Conducted.

Be it enacted by the People of the State of Maine, as follows:

R. S., c. 127, § 40; relating to prosecutions for violation of laws regarding sale and manufacture of intoxicating liquors, amended. Section forty of chapter one hundred and twenty-seven of the revised statutes is hereby amended by striking out the word "two" in the tenth line of said section and by inserting in place thereof the following words: 'not less than five'; also by striking out the word "two" in the twelfth line of said section and inserting in place thereof the word 'five', so that said section, as amended, shall read as follows:

'**Sec. 40. Bail to be at least \$500.** Prosecutions for manufacturing liquors in violation of law, for keeping drinking-houses and tippling-shops, and for being common sellers of intoxicating liquors, shall be by indictment; but in all other prosecutions under this chapter, except when otherwise expressly provided, judges of municipal and police courts and trial justices have by complaint, jurisdiction, original and concurrent with the supreme judicial and superior courts. All prosecutions in the supreme judicial and superior courts shall be by indictment. Said magistrates, in cases not within their jurisdiction, may examine and hold to bail. And in appeals from any judgment or sentence before such magistrate, the penal sum in every recognizance shall be not less than five hundred dollars. No recognizance before such magistrate, shall be in a sum less than five hundred dollars; nor in the supreme judicial or superior court in less than five hundred dollars.'

Approved March 27, 1919.