

# MAINE STATE LEGISLATURE

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# Acts and Resolves

As Passed by the

## Seventy-Ninth Legislature

OF THE

# STATE OF MAINE

1919

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Seventy-Ninth Legislature

**1919**

[supplied from page 3 of volume]

**Sec. 3. R. S., c. 8, § 55; relating to disposal of slash and debris by forest commissioner on failure of operator, amended.** Section fifty-five of chapter eight of the revised statutes is hereby amended by striking out the whole of that section and inserting in place thereof the following:

**'Sec. 55. Forest commissioner to notify owner before proceeding; cost of disposal to be in addition to penalty for violation; action to be brought in county where land is situated. Commissioner not restricted as to time of action.** When any person, firm or corporation, or agent, shall have failed to dispose of slash and debris as provided by the two preceding sections, the forest commissioner shall notify the owner of the land of the requirement of this statute, and if such owner, within a reasonable time, shall fail to destroy or remove such slash or debris, such commissioner shall cause such slash and debris to be so disposed of. He shall pay the expense of so disposing of such slash and debris from any funds at his disposal, legally applicable to such purpose; and he or his successor in office shall be entitled to recover the amount of such expenditures in an action of debt, to be prosecuted by the attorney general in the supreme judicial court in the county where the land lies, against the person, firm, corporation, or agent, whose duty it was to dispose of such slash or debris; and there shall be a lien on the land on which the cutting of forest growth took place, to secure any judgment recovered in such action, to be enforced by attachment in said action, made within six months after such expenditures were made. The sum recovered and collected in such action shall be returned to and become a part of the fund from which the expenditures were made. This remedy shall be additional to the penalty provided in said sections.'

Approved March 27, 1919.

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## Chapter 112.

An Act Defining Prostitution, Lewdness and Assignment and Providing Punishments Therefor.

**Emergency preamble.** Whereas, owing to the necessity of preserving the public health in general, the enactment of more stringent laws prohibiting prostitution, lewdness and assignation, and providing punishments therefor is an emergency measure, immediately necessary for the preservation of the public peace, health or safety, now, therefore,

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

**Sec. 1. Specific prohibitions against prostitution, lewdness and assignation.** That from and after the passage of this act it shall be unlawful:

(a) **Not to occupy buildings or conveyances or permit same to be occupied.** To occupy any place, structure, building or conveyance for the purpose of prostitution, lewdness or assignation or for any person to

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permit any place, structure, building or conveyance owned by him or under his control to be used for the purpose of prostitution, lewdness or assignation with knowledge or reasonable cause to know that the same is, or is to be, used for such purpose;

(b) **Not to be received or allowed to remain in building, etc.** To receive or to offer or agree to receive any person into any place, structure, building or conveyance for the purpose of prostitution, lewdness or assignation, or to permit any person to remain there for such purpose;

(c) **Not to direct or transport to any building, etc.** To direct, take or transport or to offer or agree to take or transport, any person to any place, structure or building, or to any other person with knowledge or reasonable cause to know that the purpose of such directing, taking or transporting is prostitution, lewdness or assignation;

(d) **Not to procure or solicit.** To procure or solicit or to offer to procure or solicit, for the purpose of prostitution, lewdness or assignation;

(e) **Not to reside in or enter any building or conveyance.** To reside in, enter or remain in any place, structure or building, or to enter or remain in any conveyance for the purpose of prostitution, lewdness or assignation;

(f) **Not to engage in, aid or abet.** To engage in prostitution, lewdness or assignation or to aid or abet prostitution, lewdness or assignation by any means whatsoever.

**Sec. 2. Terms defined.** That the term "prostitution" shall be construed to include the offering or receiving of the body for sexual intercourse for hire, and, shall also be construed to include the offering or receiving of the body for indiscriminate sexual intercourse without hire. That the term "lewdness" shall be construed to include any indecent or obscene act. That the term "assignation" shall be construed to include the making of any appointment or engagement for prostitution or lewdness or any act in furtherance of such appointment or engagement.

**Sec. 3. Record of prior conviction admissible evidence in trial.** That in the trial of any person charged with a violation of any of the provisions of section one of this act, the record of a prior conviction or testimony concerning the reputation, of any place, structure or building, and of the person or persons who reside in or frequent the same shall be admissible in evidence in support of the charge.

**Sec. 4. (a) Violators to be imprisoned.** That any person who violates any of the provisions of this act shall be subject to imprisonment in, or commitment to, any penal or reformatory institution in this state for not more than three years;

(b) **Parole for violators affected with venereal disease.** That probation or parole shall be granted or ordered in the case of a person infected with venereal disease only on such terms and conditions as shall insure medical treatment therefor and prevent the spread thereof, and the court may order any convicted defendant to be examined for venereal disease.

(c) **Paroled woman or girl to be in charge of female probation officer.** That no girl or woman who shall be convicted under this act shall be placed on probation or on parole in the care or charge of any person except a woman probation officer.

**Sec. 5. Unconstitutionality of certain parts not to affect whole.** That the declaration by the courts of any of the provisions of this act as being in violation of the constitution of this state shall not invalidate the remaining provisions.

**Sec. 6. Inconsistent statutes repealed.** All acts or parts of acts inconsistent herewith are hereby repealed.

**Sec. 7. Emergency.** In view of the emergency cited in the preamble this act shall take effect when approved.

Approved March 27, 1919.

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## Chapter 113.

An Act to Amend Section Two of Chapter Five of the Revised Statutes, Relating to Qualifications of Voters.

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

**Sec. 1. R. S., c. 5, § 2; relating to qualifications of voters, amended.** Section two of chapter five of the revised statutes is hereby amended by inserting after the word "established" in the twelfth line of said section the following words: 'and such right to vote at national and state elections in such city, town or plantation shall continue for a period of three months after his removal therefrom, if he continues to reside in this state during said period', so that said section, as amended, shall read as follows:

**'Sec. 2. Voter not to lose voting residence when moving from one place to another in state.** Every male citizen who had the right to vote on the fourth day of January, eighteen hundred and ninety-three, together with those who were sixty years of age and upwards on said day, and every male citizen, excepting paupers, persons under guardianship, and Indians not taxed, who, not being prevented by physical disability from so doing, is able to read the constitution of the state in the English language, in such manner as to show that he is neither prompted nor reciting from memory, and to write his name, and who is twenty-one years of age or