

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

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Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

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

As Passed by the Eighty-First Legislature

**1923**

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## Chapter 57.

An Act to Amend Section Seventy-five of Chapter Forty-five of the Revised Statutes Relating to the Taking of Smelts.

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

**Sec. 1.** R. S., c. 45, sec. 75; relating to taking of smelts in Narraguagus river, amended. Section seventy-five of chapter forty-five of the revised statutes, is hereby amended by inserting after the words "County of Washington" in the third line thereof, the words 'nor in any manner in the tidal waters of Pennamaquan bay and river, East bay, and all that part of Cobscook bay lying northerly and westerly of a line drawn from Birch point, in the Town of Perry, to Leighton's point, in the Town of Pembroke, and the coves and inlets tributary to said bays, except by hook and line,' so that said section, as amended, shall read as follows:

'Sec. 75. Taking smelts prohibited in Pennamaquan bay and river, East bay and part of Cobscook bay. No person shall take any smelts by means of purse or drag seines of any kind in the tide-waters of Narraguagus river or bay, so-called, in the County of Washington, nor in any manner in the tidal waters of Pennamaquan bay and river, East bay and all that part of Cobscook bay lying northerly and westerly of a line drawn from Birch point, in the Town of Perry, to Leighton's point, in the Town of Pembroke, and the coves and inlets tributary to said bays, except by hook and line, under a penalty of fifty dollars for each offense, to be recovered by complaint or indictment, one-half to the use of the complainant, and one-half to the inhabitants of the town in which the offense is committed for the benefit of schools.'

**Sec. 2.** Not apply to herring weirs. The provisions of this act do not apply to weirs in said waters erected and maintained for the taking of herring.

Approved March 19, 1923.

## Chapter 58.

An Act to Amend Sections One and Seven of Chapter One Hundred and Eighty-two of the Public Laws of Nineteen Hundred and Nineteen, Relating to Commitments to the State Reformatory for Men.

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

**Sec. 1.** P. L., 1919, c. 182, sec. 1; relating to establishment of a reformatory for men, amended. Section one of chapter one hundred and eighty-two of the public laws of nineteen hundred and nineteen is hereby amended by inserting after the word "years" in the second line of said section the words 'and under the age of thirty-six years,' so that said section, as amended, shall read as follows:

## CHAP. 58

**Sec. 1. No commitments of men over 36 yrs. of age permitted.** The state shall establish and maintain a reformatory in which all males over the age of sixteen years and under the age of thirty-six years who have been convicted of or have pleaded guilty to crime in the courts of this state or of the United States, and who have been duly sentenced and removed thereto, shall be imprisoned and detained in accordance with the sentences or orders of said courts and the rules and regulations of said reformatory.'

**Sec. 2. P. L., 1919, c. 182, sec. 7; relating to indeterminate sentences to reformatory, amended.** Section seven of chapter one hundred and eighty-two of the public laws of nineteen hundred and nineteen is hereby amended by adding after the word "years" in the first line of the first paragraph of said section the words 'and under the age of thirty-six years,' and by striking out all after the word "thereof" in the eighth line of the first paragraph of said section and inserting in place thereof the following, 'but no man committed to the reformatory as aforesaid shall be held for more than five years if sentenced for a felony; nor for more than three years if sentenced for a misdemeanor after a prior conviction of crime, otherwise for not more than one year,' so that said section, as amended, shall read as follows:

**Sec. 7. Limitations of sentences of persons committed for felony, misdemeanors, etc., fixed.** When a male over the age of sixteen years and under the age of thirty-six 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 any county jail, or in any house of correction, such court or trial justice may order his commitment to the reformatory for men, or sentence him to the punishment provided by law for the same offense. When a male is sentenced to the reformatory for men, the court or trial justice imposing the sentence shall not prescribe the limit thereof, but no man committed to the reformatory as aforesaid shall be held for more than five years if sentenced for a felony; nor for more than three years if sentenced for a misdemeanor after a prior conviction of crime, otherwise for not more than one year.

'If through oversight, or otherwise, any person be sentenced to imprisonment in the said reformatory for men for a definite period of time, said sentence for that reason shall not be void; but the person so sentenced shall be entitled to the benefit, and subject to the provisions of this act, in the same manner and to the same extent as if the sentence had been in the terms required by this act. In such cases said trustees shall deliver to such offender a copy of this act.'