

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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OF THE
STATE OF MAINE

As Passed by the One Hundredth Legislature

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Sec. 2. R. S., c. 113, § 102, amended. Section 102 of chapter 113 of the Revised Statutes is amended to read as follows:

'Sec. 102. Challenge from panel; right regulated. In addition to challenges otherwise provided, either party may, before the trial commences, peremptorily challenge one juror from the panel unless the right of challenge provided in section 95 and chapter 148, section 13, has been exercised; ~~and the~~. The court may, by rules, prescribe the manner in which such right shall be exercised.'

Sec. 3. R. S., c. 148, § 13, amended. Section 13 of chapter 148 of the Revised Statutes is amended to read as follows:

'Sec. 13. Jury for trials of offenses punishable by imprisonment for life impaneled; challenges. When a person indicted for an offense punishable by imprisonment for life is put upon his trial, the clerk, under the direction of the court, shall place the names of all the traverse jurors summoned and in attendance in a box upon separate tickets, and the names, after being mixed, shall be drawn from the box by the clerk, one at a time, for the purpose of constituting a jury of trial. All peremptory challenges, except as ~~herein~~ otherwise provided, and all other challenges and objections to the juror drawn shall be made and determined and the juror sworn or set aside before another name is drawn, and so on until the regular panel is completed. The State shall not challenge more than 10 of the jurors peremptorily, and the person indicted shall not challenge peremptorily more than 20 of the jurors while the regular panel is being formed; but he may, before alternate jurors are drawn or before the trial commences, challenge peremptorily 2 of the jurors from the regular panel and he may use whatever remaining challenges of the original 20 he has left to peremptorily challenge their replacements. If alternate jurors are called, the person indicted shall have 2 peremptory challenges only to said alternate jurors and the State shall have one peremptory challenge only to said alternate jurors. The Superior Court may, by general rules, prescribe the mode of exercising the right of challenge from the panel in all criminal cases.'

Effective September 16, 1961

Chapter 18

AN ACT Authorizing Discretionary Operation of County Jails.

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

Sec. 1. R. S., c. 89, § 18, amended. The first sentence of section 18 of chapter 89 of the Revised Statutes is amended to read as follows:

'The county commissioners shall, in the shire town of their county, provide and keep in repair courthouses with a suitable room in each for the county law library; ~~jails, with apartments for debtors separate from criminals; and~~ fireproof buildings of brick or stone for the safekeeping of records and papers belonging to the offices of registers of deeds, and of probate and insolvency, and of the clerk of courts, with separate fireproof rooms, and suitable alcoves, cases or boxes for each office, and ~~also~~ any other necessary buildings.'

Sec. 2. R. S., c. 89, § 18, amended. Section 18 of chapter 89 of the Revised Statutes, as amended by chapter 138 of the public laws of 1959, is further amended by adding after the first sentence, a new sentence to read as follows:

'The county commissioners may, in their respective shire towns, provide jails with apartments for debtors separate from criminals, and shall keep such jails in proper repair.'

Effective September 16, 1961

Chapter 19

AN ACT Relating to Payments to Maine Forestry District for Fire Protection Within Indian Township.

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

R. S., c. 25, § 373, amended. The last sentence of section 373 of chapter 25 of the Revised Statutes is amended to read as follows:

'From said Improvement Fund the department in charge shall make payment to the Treasurer of State to be allotted the Maine Forestry District in lieu of taxes on the basis of ~~3e~~ 6c per acre per year for all lands within Indian Township not already paying a Maine Forestry District tax for the prevention, control and extinguishment of forest fires.'

Effective September 16, 1961

Chapter 20

AN ACT Relating to Request for Payment to the Town of Limestone of Poll Taxes Collected by State from Residents of Connor.

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

R. S., c. 16, § 104, amended. The 4th paragraph of section 104 of chapter 16 of the Revised Statutes is amended to read as follows:

'Poll taxes collected by the State Tax Assessor from the residents of Connor in the year in which the biennial state election is held shall be paid by the State to the Town of Limestone ~~provided the State Tax Assessor receives from the officials of the Town of Limestone a request therefor by June 1st of the following year.~~

Effective September 16, 1961