

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## One Hundred and First Legislature

OF THE

# STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

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The Knowlton and McLeary Company  
Farmington, Maine  
1963

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

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event beyond 4 years from the date of his original call to active duty in said armed forces ~~unless the individual involved is compelled to continue service under some mandatory provision~~ except if his return to active duty in said armed forces or the extension of his period of service beyond 4 years is required by some mandatory provision and he shall present proof thereto satisfactory to the agency concerned.'

Effective September 21, 1963

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## Chapter 330

### AN ACT Relating to Compensation of and Per Diem Fees of Deputy Sheriffs.

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

**Sec. 1.** R. S., c. 89, § 150, sub-§ XIV, amended. Subsection XIV of section 150 of chapter 89 of the Revised Statutes, as amended by section 1 of chapter 328 of the public laws of 1959, is further amended to read as follows:

'XIV. Attending court and keeping prisoner. For attending court and keeping the prisoner in criminal cases, ~~\$11~~ \$12 a day, and in that proportion for a greater or shorter length of time.'

**Sec. 2.** R. S., c. 89, § 150, sub-§ XV, repealed and replaced. Subsection XV of section 150 of chapter 89 of the Revised Statutes, as amended, is repealed and the following enacted in place thereof:

'XV. Attendance upon Supreme Judicial and Superior Courts. Every deputy sheriff and court messenger, while in actual attendance upon a session of the Supreme Judicial Court or the Superior Court in their respective counties, except as provided in chapter 103, section 14, shall receive \$12 a day, plus actual travel at 16c a mile from their place of residence for each day's attendance.'

**Sec. 3.** R. S., c. 89, § 150, sub-§ XVI, amended. Subsection XVI of section 150 of chapter 89 of the Revised Statutes, as amended, is further amended to read as follows:

'XVI. Special duties. Every deputy sheriff while performing special duties under order of the sheriff shall receive for such services ~~\$11~~ \$12 a day, together with necessary, incidental expenses, to be paid from the county treasury, the bills for which shall be audited as provided in chapter 150, section 2. Such officers shall not be entitled to fees for any services rendered in criminal matters while acting as per diem officers. A chief deputy performing similar special duties shall receive an additional \$1 per day.'

**Sec. 4.** R. S., c. 89, § 173, amended. Section 173 of chapter 89 of the Revised Statutes, as amended, is further amended to read as follows:

'Sec. 173. Full-time deputies in all counties; compensation. The sheriffs of all counties shall respectively appoint full-time deputy sheriffs, who shall serve

at the pleasure of said respective sheriffs and whose special duty shall be to enforce the criminal laws in said counties and who shall receive as compensation therefor the sum of ~~\$11~~ \$12 per day and such additional pay as the respective county commissioners may approve, to be paid from the respective county treasuries, together with such incidental expenses as may be necessary for the proper enforcement of said laws; bills for which shall be audited as provided in chapter 150, section 2. Such full-time deputy sheriffs shall not receive more than ~~\$77~~ \$84 and chief deputies shall not receive more than \$91 in the aggregate for any one week, except that this limitation shall not apply to Cumberland County and York County.'

Effective September 21, 1963

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## Chapter 331

### AN ACT Relating to Age in Criminal Offenses.

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

**Sec. 1.** R. S., c. 130, § 10, amended. Section 10 of chapter 130 of the Revised Statutes is amended to read as follows:

'**Sec. 10. Rape, defined.** Whoever ravishes and carnally knows any female ~~of 14 or more years of age~~ who has attained her 14th birthday, by force and against her will, or unlawfully and carnally knows and abuses a female child ~~under 14 years of age who has not attained her 14th birthday~~, shall be punished by imprisonment for any term of years.'

**Sec. 2.** R. S., c. 130, § 11, amended. Section 11 of chapter 130 of the Revised Statutes is amended to read as follows:

'**Sec. 11. Carnal knowledge of girls between 14 and 16 years.** Whoever, ~~being more than 18 years of age~~ having attained his 18th birthday, has carnal knowledge of the body of any female child ~~between the ages of 14 and 16 years~~ who has attained her 14th birthday but has not attained her 16th birthday shall be punished by a fine of not more than \$500 or by imprisonment for not more than 2 years. ~~The provisions of this~~ This section shall not apply to cases of rape as defined in section 10.'

**Sec. 3.** R. S., c. 130, § 12, amended. Section 12 of chapter 130 of the Revised Statutes is amended to read as follows:

'**Sec. 12. Assault with intent to commit rape.** Whoever assaults a female ~~of 14 years of age or more~~ who has attained her 14th birthday with intent to commit a rape shall be punished by a fine of not more than \$500 or by imprisonment for not more than 10 years. If such assault is made on a female ~~under 14 years~~ who has not attained her 14th birthday, such imprisonment shall be for not less than one year nor more than 20 years.'

**Sec. 4.** R. S., c. 130, § 15, amended. Section 15 of chapter 130 of the Revised Statutes, as amended by section 452 of chapter 317 of the public laws of 1961, is further amended to read as follows: