

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Second Legislature
1965

Chapter 334

AN ACT Relating to Mental Examination and Observation of Persons Accused of Crime.

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

R. S., T. 15, § 101, repealed and replaced. Section 101 of Title 15 of the Revised Statutes is repealed and the following enacted in place thereof:

‘§ 101. Mental examination and observation of persons accused of crime

When a finding of probable cause has been made, or an indictment has been returned against a person, or a person has taken an appeal to the Superior Court, a Justice of the Superior Court, if requested by the attorney for the respondent, or, provided that the respondent does not object, if requested by the prosecuting attorney or by the court on its own motion, may order the respondent examined by one or more psychiatrists or by one or more clinical psychologists, or both, or by one psychiatrist and one or more clinical psychologists, of the Augusta State Hospital, Bangor State Hospital, Pineland Hospital and Training Center or of a mental health clinic of the Department of Mental Health and Corrections or of a mental health clinic recommended to the court by the Department of Mental Health and Corrections or by other properly qualified psychiatrists or psychologists. The site of examination shall be determined by the court, considering proximity to the court, immediate availability of an examiner or examiners, and the necessity for security precautions.

If it is made to appear to the court by the report of any such examiner that the respondent suffers or suffered from a mental disease or mental defect affecting his criminal responsibility or that further observation is indicated, the court may order the respondent committed to the custody of the Commissioner of Mental Health and Corrections to be placed in an appropriate institution for the mentally ill or the mentally retarded, to be there detained and observed by the superintendent, or his delegate, and professional staff until further order of the court, for the purpose of ascertaining the mental condition of the respondent. When further detention for observation is deemed no longer necessary, the commissioner shall report such fact to any Justice of the Superior Court. Said justice shall then order the person returned to the appropriate court for disposition. A report of the results of the observation shall be forwarded promptly to the court by the commissioner.’

Effective September 3, 1965

Chapter 335

AN ACT Revising the Savings Banks Laws.

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

Sec. 1. R. S., T. 9, § 443, sub-§ 2, ¶ S, additional. Subsection 2 of section 443 of Title 9 of the Revised Statutes is amended by adding a new paragraph S, to read as follows:

‘S. Upon approval by the commissioner, to issue and sell its capital notes or debentures, which shall be subordinate to the claims of its depositors and