

MAINE STATE LEGISLATURE

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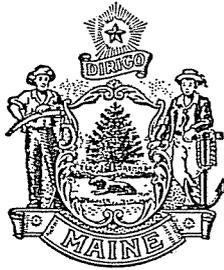
EIGHTH REVISION

THE
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OF THE
STATE OF MAINE

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Sec. 2. Incest; penalty. R. S. c. 135, § 2. When persons within the degrees of consanguinity or affinity, in which marriages are declared incestuous and void, intermarry or commit fornication or adultery with each other, they shall be punished by imprisonment for not less than 1 year, nor more than 10 years.

118 Me. 164.

Sec. 3. Crime against nature; penalty. R. S. c. 135, § 3. Whoever commits the crime against nature, with mankind or with a beast, shall be punished by imprisonment for not less than 1 year, nor more than 10 years.

135 Me. 513; 136 Me. 320.

Sec. 4. Polygamy; penalty; place of trial. R. S. c. 135, § 4. If any person, except one legally divorced, or one whose husband or wife has been continually absent for 7 years and not known to him or her to be living within that time, having a husband or wife living, marries another married or single person; or, if any unmarried person knowingly marries the husband or wife of another, when such husband or wife is thereby guilty of polygamy, he or she shall be deemed guilty of polygamy and punished by a fine of not more than \$500, or by imprisonment for not more than 5 years; and the indictment for such offense may be found and tried in the county where the offender resides, or where he or she is apprehended.

6 Me. 149; 53 Me. 440; 91 Me. 207; 97 Me. 324, 325; 115 Me. 220; 118 Me. 237.

Sec. 5. Lascivious cohabitation; lewdness; penalties. R. S. c. 135, § 5. If any man and woman, one or both being at the time married to another person, lewdly and lasciviously cohabit; or, married or unmarried, are guilty of open, gross lewdness and lascivious behavior, they shall each be punished by a fine of not more than \$300, or by imprisonment for not more than 5 years.

7 Me. 43; 129 Me. 125; 133 Me. 351.

Sec. 6. Indecent liberties; penalties. R. S. c. 135, § 6. Whoever, being 21 years or more of age, takes any indecent liberty or liberties, or indulges in any indecent or immoral practice or practices, with the sexual parts or organs of any other person, male or female, under the age of 16 years, either with or without the consent of such male or female person, shall, upon conviction thereof, be punished by imprisonment at hard labor, for not less than 1 year, nor more than 10 years.

132 Me. 291; 139 Me. 11.

Sec. 7. Indecent exposure; penalty. R. S. c. 135, § 5. Whoever wantonly and indecently exposes his person shall be punished by a fine of not more than \$25 and by imprisonment for not more than 6 months.

112 Me. 56.

Sec. 8. Fornication; penalty. R. S. c. 135, § 7. If an unmarried man commits fornication with an unmarried woman, they shall be punished by a fine of not more than \$100 and by imprisonment for not more than 60 days.

132 Me. 38.

Abortion, Attempt to Procure; and Concealment of Birth

Sec. 9. Abortion or attempt to procure; miscarriage; penalties. R. S. c. 135, § 9. 1943, c. 236. Whoever administers to any woman pregnant with child, whether such child is quick or not, any medicine, drug, or other substance, or

uses any instrument or other means, unless the same was done as necessary for the preservation of the mother's life, shall be punished, if done with intent to destroy such child and thereby it was destroyed before birth, by a fine of not more than \$1,000, and by imprisonment for not more than 5 years; but if done with intent to procure the miscarriage of such woman, by a fine of not more than \$1,000 and by imprisonment for less than 1 year, and any person consenting and aiding or assisting shall be liable to like punishment.

32 Me. 374; 33 Me. 54; *126 Me. 177; 128 Me. 500.

Sec. 10. Concealment by mother of death of illegitimate issue, penalty; may be charged with murder in same indictment. R. S. c. 135, § 8. If a woman is willingly delivered in secret of the issue of her body, which would be a bastard if born alive, and conceals the death thereof, so that it is not known whether it was born dead, or alive and was murdered, she shall be punished by a fine of not more than \$100, or by imprisonment for not more than 3 years; and she may be charged with such offense, and also with the murder of such child, in the same indictment, and convicted and punished for either, according to the verdict.

57 Me. 31.

Sec. 11. Publication, sale or distribution of information tending to produce miscarriage; penalty. R. S. c. 135, § 10. Whoever publishes, sells, or distributes by hand or otherwise any circular, pamphlet, or book containing recipes or prescriptions for the cure of chronic female complaints or private diseases, or recipes or prescriptions for drops, pills, tinctures, or other compound designed to prevent conception, or tending to produce miscarriage or abortion shall be punished by a fine of not less than \$50, nor more than \$100, or by imprisonment for not more than 3 months.

Houses of Ill Fame. Prostitution

Sec. 12. Prostitution, lewdness, and assignation; penalty; terms of probation and parole. R. S. c. 135, §§ 13, 16. It shall be unlawful:

I. To occupy any place, structure, building, or conveyance for the purpose of prostitution, lewdness, or assignation, or for any person to 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;

II. 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;

III. 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;

IV. To procure or solicit or to offer to procure or solicit, for the purpose of prostitution, lewdness, or assignation;

V. 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;

VI. To engage in prostitution, lewdness, or assignation, or to aid or abet prostitution, lewdness, or assignation by any means whatsoever.