

## Pardons, Court of.

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## An act relative to the court of pardons.

P. L. 1858, p. 4.

Approved January 18, 1858.

Times and places  
of meeting of  
court of pardons.

1. That the officers of this state, in whom the power to remit fines and forfeitures, and to grant pardons, is vested by the constitution, shall meet statedly at Trenton, on the third day of each regular term of the court of errors and appeals, and at such other times and places as the governor, or person administering the government, may direct; and when convened, shall be called the court of pardons, and shall keep a record of their votes and proceedings, to which all persons shall have access, or copies thereof, upon paying such fees as are now required for like services in the office of the secretary of state. (See *Sec. 7*).

Secretary of state,  
ex officio clerk of.

2. That the secretary of state shall be *ex officio* clerk of said court; and that said clerk and each member of said court shall receive three dollars for each day's actual attendance upon said court; and when convened specially, the same mileage as is allowed to members of the legislature.

Sentence of death  
may be com-  
muted by.

3. That the court of pardons may, upon application for the pardon of any person under sentence of death, direct that the sentence of death be commuted to imprisonment at hard labor, for life or a term of years; and the sheriff or other officer in whose custody such person may be, shall, upon receiving such order or direction, signed by the governor or person administering the government, and attested by the clerk of said court, refrain from executing such sentence of death, and shall, within ten days after the receipt thereof, convey such convict to the state prison, and deliver him with such order to the keeper of the prison, who shall detain him for the term for which such sentence was commuted; and such term of imprisonment shall not be remitted or commuted. (See *Sec. 6*).

Costs of convic-  
tion, how certi-  
fied and paid.

4. That the costs on conviction, and the costs and fees of transporting such convict to the state prison, shall be certified, paid and recovered, in the same manner as if said convict had been originally sentenced to such imprisonment.

Majority of court  
necessary to all  
acts.

5. That the concurrence of a majority of the members of the court of pardons, of which majority the governor, or person administering the government, shall be one, shall be necessary to all acts of said court.

## Supplement.

Approved March 20, 1857.

P. L. 1857, p. 378.

Court may grant  
pardons and re-  
mit forfeitures in  
any case.

6. SEC. 1. That so much of the third section of the act entitled "An act relative to the court of pardons," as limits the powers of the said court to grant pardons or remit fines and forfeitures in any case, after conviction, be and the same is hereby repealed.

## Supplement.

Approved March 12, 1858.

P. L. 1858, p. 351.

Requirement as  
to time of meet-  
ing repealed.

7. SEC. 1. That so much of the first section of the act to which this is supplementary, as requires the court of pardons to meet statedly at Trenton, on the third day of each regular term of the court of errors and appeals, be and the same is hereby repealed.