

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2209

H. P. 1750

House of Representatives, January 2, 1974

Referred to the Committee on Judiciary. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mrs. McCormick of Union.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

**AN ACT to Amend the Law Relating to Attempted Escapes from the
Maine State Prison.**

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

R. S., T. 34, § 710, amended. The first sentence of section 710 of Title 34 of the Revised Statutes, as last repealed and replaced by section 2 of chapter 346 of the public laws of 1969 and as amended by section 234 of chapter 625 of the public laws of 1973, is amended to read as follows:

If a convict sentenced to the State Prison for life or for a limited term of years or transferred thereto from the Men's Correctional Center under section 808-A or committed thereto for safekeeping under Title 15, section 453, assaults any officer or other person employed in the government thereof, or breaks or escapes therefrom, or ~~forcibly~~ attempts to do so, he may be punished by confinement to hard labor for any term of years, to commence after the completion of his former sentence or upon termination of such sentence by the State Parole Board; said termination shall not take place sooner than the expiration of the parole eligibility hearing date applicable to his former sentence.

STATEMENT OF FACT

This bill would enable prosecution for attempted escape from the Maine State Prison in any instance of such attempt with or without force. Under the present law only those persons who attempt to escape from the Maine State Prison by force may be prosecuted therefor, whereas the person who through ingenuity but without force devises a plan for escape and is caught in the execution thereof may not be prosecuted.