

MAINE STATE LEGISLATURE

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CHAPTER 17
MISCELLANEOUS PROVISIONS

Sec.

- 451. Felony defined.
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- 453. Detention at State Prison of dangerous persons.
- 454. Murder; filing of copies of proceedings; expenses.
- 455. Record of sales of firearms.

§ 451. Felony defined

The term "felony" includes every offense punishable by imprisonment in the State Prison.

R.S.1954, c. 145, § 1.

§ 452. Limitations on prosecution

When no other limitation is provided, no indictment shall be found and no complaint and warrant shall be issued for any offense, except treason, murder, arson or manslaughter, after 6 years from the commission thereof; but any time, during which the offender is not usually and publicly resident in the State, shall not be a part of said 6 years.

R.S.1954, c. 145, § 17.

§ 453. Detention at State Prison of dangerous persons

When a verdict of guilty is rendered against any person for an offense punishable by imprisonment in the State Prison, and such person is committed to jail pending decision by the Supreme Judicial Court on exceptions, report, motion in arrest of judgment, writ of error, appeal or otherwise, or is committed to jail to await action of a grand jury after a finding of probable cause, the sheriff of the county in which such person is committed to jail may certify, in writing, to any Justice of the Superior or Supreme Judicial Court, in term time or in vacation, that in his opinion such person is dangerous and liable to attempt to escape from such jail. Thereupon such justice may order, after hearing, that said person be transferred and committed to the State Prison for safekeeping to await the final decision from the Supreme Judicial Court. The county committing such person to the State Prison for safekeeping shall be liable to the State for each such

person, a proportional amount of the over-all inmate per capita cost per day based on previous year.

R.S.1954, c. 148, § 33; 1955, c. 247.

§ 454. Murder; filing of copies of proceedings; expenses

Whenever any person is convicted of murder, a copy of the indictment, plea, evidence and charge of the presiding justice, certified by the Official Court Reporter, shall be filed with the clerk of the court where such trial is held, and the expense thereof shall be paid by the county. A copy of the indictment, plea, evidence and charge of the presiding justice, certified by the Official Court Reporter, shall be filed in the office of the Secretary of State, so that it may be used in any pardon hearing before the Governor and Council, and the expense thereof shall be paid by the State. The State shall pay the expense of having the evidence and charge transcribed by the Official Court Reporter in any murder cases heretofore tried, where a pardon is sought by one serving a life sentence in the State Prison who is unable to pay therefor, if he or she claims to be innocent of the crime, the transcript to be filed in the office of the Secretary of State for use as provided.

R.S.1954, c. 148, § 31; 1961, c. 281, § 2.

§ 455. Record of sales of firearms

No dealer shall sell, let or loan any firearm to any person without first recording in a book kept for the purpose the name or make, calibre and number, if any, of said firearm, and the name and address of the purchaser or recipient of said firearm. Said record shall be made before said firearm is delivered, and shall be open to the inspection of any sheriff, deputy sheriff, police officer, constable, game warden or prosecuting attorney. Any dealer who fails to keep such record or refuses to show the same to any officer named above shall be punished by a fine of not more than \$50. Whoever gives a false or fictitious name to said dealer shall be punished by a fine of not more than \$50. This section shall not apply to wholesalers who sell only to other dealers or to manufacturers who sell only at wholesale.

R.S.1954, c. 144, § 13.