

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 910

H. P. 654

House of Representatives, January 31, 1963

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

HARVEY R. PEASE, Clerk

Presented by Mr. Minsky of Bangor.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Empowering the Supreme Judicial Court of Maine to Prescribe Rules in Criminal Cases.

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

Sec. 1. R. S., c. 103, § 7-B, additional. Chapter 103 of the Revised Statutes is amended by adding a new section 7-B, to read as follows:

'Sec. 7-B. Power to prescribe rules in criminal cases. The Supreme Judicial Court shall have the power and authority to prescribe, repeal, add to, amend or modify rules of pleading, practice and procedure with respect to any and all proceedings through final judgment, review and post-conviction remedy in criminal cases before complaint justices, District Courts, Superior Courts and the Supreme Judicial Court.

Such rules shall take effect on such date not less than 6 months after their promulgation as the Supreme Judicial Court may set. After their promulgation the Supreme Judicial Court may repeal, amend, modify or add to such rules from time to time without a waiting period. After the effective date of said rules as promulgated or amended, all laws in conflict therewith shall be of no further force or effect.'

Sec. 2. R. S., c. 106, § 6, repealed. Section 6 of chapter 106 of the Revised Statutes is repealed.