

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 1166

S. P. 423

In Senate, February 7, 1963

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

CHESTER T. WINSLOW, Secretary

Presented by Senator Stitham of Somerset.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Appeals by the State Upon Questions of Law in
Criminal Cases.

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

R. S., c. 148, § 35, additional. Chapter 148 of the Revised Statutes, is amended by adding a new section 35, to read as follows:

‘Appeal by State

Sec. 35. Appeal by State. Appeals from the rulings and decisions of any judge of a District Court, a Justice of the Superior Court or a single Justice of the Supreme Judicial Court may be taken by the State to the Supreme Judicial Court upon any question of law arising in a criminal case, in the same manner as if made by the accused.

Nothing in this section shall be construed to give the State any powers not already granted, but shall be solely for the purposes of clarification of the criminal law of the State.’