

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

ONE HUNDRED AND THIRD LEGISLATURE

---

---

Legislative Document

No. 1542

---

---

H. P. 1079

House of Representatives, March 21, 1967

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Richardson of Cumberland

---

---

STATE OF MAINE

---

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-SEVEN

---

AN ACT Creating the State Witness Immunity Act.

---

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

**R. S., T. 15, § 1314-A, additional.** Title 15 of the Revised Statutes is amended by adding a new section 1314-A, to read as follows:

**§ 1314-A. Compelling evidence in criminal proceedings; immunity**

In any criminal proceeding before a court or grand jury, if a person refuses to answer a question or produce evidence of any other kind on the ground that he may be incriminated thereby, and if the prosecuting attorney, in writing, and with the approval of the Attorney General, requests the court to order that person to answer the question or produce the evidence, the court after notice to the witness and hearing shall so order, unless it finds to do so would be clearly contrary to the public interests, and that person shall comply with the order. After complying, and if, but for this section, he would have been privileged to withhold the answer given or the evidence produced by him, that person shall not be prosecuted or subjected to penalty or forfeiture for or on account of any transaction, matter or thing concerning which, in accordance with the order, he gave answer or produced evidence. He may nevertheless be prosecuted or subjected to penalty or forfeiture for any perjury, false swearing or contempt committed in answering, or failing to answer, or in producing, or failing to produce evidence, in accordance with the order.