

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1206

H. P. 885

House of Representatives, February 26, 1971

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

BERTHA W. JOHNSON, Clerk

Presented by Mrs. Payson of Falmouth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Appeals on Questions of Law in Criminal Cases.

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

R. S., T. 15, § 2115-A, sub-§ 1, amended. The first sentence of subsection 1 of section 2115-A of Title 15 of the Revised Statutes, as enacted by section 1 of chapter 547 of the public laws of 1967, is amended to read as follows:

An appeal may be taken by the State in criminal cases on questions of law, with the written approval of the Attorney General, from the District Court and from the Superior Court to the law court from a decision, order or judgment of the court suppressing evidence prior to trial, allowing a motion to dismiss an indictment, complaint or information, quashing an arrest or search warrant or suppressing a confession or admission, or ruling against the State in any pretrial order.

STATEMENT OF FACT

The purpose of this bill is to allow the State the right to appeal in criminal cases as to pretrial orders.