

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2160

S. P. 750

In Senate, January 2, 1974

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

HARRY N. STARBRANCH, Secretary

Presented by Senator Shute of Franklin.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

AN ACT Relating to Appeals by Defendants in Prosecutions
before the District Court.

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

R. S., T. 15, § 2114, repealed and replaced. Section 2114 of Title 15 of the Revised Statutes, as last repealed and replaced by chapter 520 of the public laws of 1973, is repealed and the following enacted in place thereof:

§ 2114. Defendant may appeal without trial

In all prosecutions before the District Court, the defendant may plead not guilty and waive a hearing, whereupon the same proceedings shall be had as to sentence and appeal as if there had been a full hearing.

STATEMENT OF FACT

The purpose of this bill is to repeal chapter 520 of the public laws of 1973 (election of jury trials in misdemeanor proceedings) and reenact the law as it was prior to the 1973 amendment, which has proved to be very confusing and places an additional burden on the Superior Court.