

MAINE STATE LEGISLATURE

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D. Q. E. B.

STATE OF MAINE
SENATE
106TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT " A" to S.P. 751,
L. D. 2161, Bill, "AN ACT to Clarify Election
Procedure Respecting Jury Trials in Misdemeanor
Proceedings."

Amend said Bill in the 4th line after the
amending clause (same in L.D.) by striking out
the underlined words "in open court"

Further amend said Bill by striking out the
last sentence of the first paragraph in that
part designated "§ 2114." (same in L.D.) and
inserting in place thereof the following
underlined sentence:

'The Judge of the District Court may refuse to
accept such waiver or the defendant or his
attorney may decline to make an election, in
any of which events the Judge of the District
Court shall forthwith transfer the case to the
Superior Court for disposition.'

Statement of Fact

The purposes of this amendment are
clarification and to remove the requirement that
a defendant appear in open court in order to
waive a jury trial.

Reported by the Committee on Judiciary.

Produced and distributed pursuant to Senate Rule
11-A.

February 5, 1974 (Filing No. S-340)