

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. 11-875)
109TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1733, L.D. 1849,
Bill, "AN ACT to Expedite Criminal Trials and Pro-
vide for the Election of Jury Trials."

Amend the bill by striking out all of section 2
and inserting in its place the following:

Sec. 2. 15 MRSA §2114, as repealed and replaced
by PL 1975, c. 139, is repealed and the following
enacted in its place:

§2114. Defendant shall make election of jury trial

In all Class D and E criminal proceedings, the
defendant may waive his right to jury trial and elect
to be tried in the District Court, as provided by
rule of the Supreme Judicial Court. An appeal to the
Superior Court following trial and conviction in the
District Court shall be only on questions of law or
sentence.

Sec. 3. Effective Date. Section 2 of this Act
shall take effect on July 1, 1981.

Fiscal Note

This bill will have no fiscal effect during
fiscal year 1980-81.

Statement of Fact

The purpose of this amendment is to simplify the "transfer" provision by allowing the Supreme Judicial Court to provide rules to govern the transfer from District Court to Superior Court. The amendment also delays the effective date of the "transfer" provision to allow time for the court to consider and adopt these new rules.

Reported by the Committee on Judiciary
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