

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 440

6
7 S.P. 149

In Senate, February 1, 1983

8 Referred to the Committee on Judiciary, sent down for concurrence and
9 ordered printed pursuant to Joint Rule 24.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Trafton of Androscoggin.

Cosponsors: Representative Hobbins of Saco and Representative
Drinkwater of Belfast.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Enable Administrative Court
18 Judges to Sit in Superior Court.
19

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

22 4 MRSA §157-C, as enacted by PL 1979, c. 12, §2,
23 is amended to read:

24 §157-C. Judge or Active Retired Judge of the Dis-
25 trict Court or Administrative Court to sit
26 in Superior Court

27 A Judge or an Active Retired Judge of the Dis-
28 trict Court or Administrative Court may be assigned
29 by the Chief Justice of the Supreme Judicial Court to
30 sit in the Superior Court in any county, and when so
31 directed he shall have authority and jurisdiction
32 therein as if he were a regular Justice of the Supe-
33 rior Court; and whenever the Chief Justice of the

1 Supreme Judicial Court so directs, he may hear all
2 matters and issue all orders, notices, decrees and
3 judgments that any Justice of the Superior Court is
4 authorized to hear and issue.

5 No Judge or Active Retired Judge of the District
6 Court or Administrative Court so sitting in the Super-
7 rior Court shall act in any case in which he has sat
8 in the District Court or Administrative Court nor in
9 which he otherwise has an interest.

10 The order of the Chief Justice of the Supreme
11 Judicial Court directing a Judge or an Active Retired
12 Judge of the District Court or Administrative Court
13 to sit in the Superior Court shall be filed with the
14 Executive Clerk of the Supreme Judicial Court, but
15 need not be docketed or otherwise recorded in any
16 case heard by him.

17 STATEMENT OF FACT

18 This bill enables the Chief Justice to assign a
19 Judge of the Administrative Court to sit in Superior
20 Court from time to time, in the same manner as he can
21 presently assign District Court Judges.

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