

MAINE STATE LEGISLATURE

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E I G H T Y - S I X T H L E G I S L A T U R E

Legislative Document

No. 538

S. P. 332

In Senate, Feb. 8, 1933.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent down for concurrence.

ROYDEN V. BROWN, Secretary.

Presented by Senator Weatherbee of Penobscot (by request).

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED THIRTY-
THREE

AN ACT Relating to Appeal when Punishment is Imprisonment for Life
and in Certain Other Criminal Cases.

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

R. S. c. 146, § 27, amended. Section 27 of chapter 146 of the revised statutes is hereby amended to read as follows:

'Sec. 27. Appeal when punishment is life imprisonment and in certain other cases. If a motion for a new trial in any case, in which a person has been convicted of any offense for which the punishment is imprisonment for life, is denied by the justice before whom the same is heard, the respondent may appeal from said decision to the next law term of the supreme judicial court; and if three justices concur the motion shall be granted. In all other criminal cases amounting to a felony **or a misdemeanor**, where like motion is filed, and appeal taken to the law court, the concurrence of a majority of the justices sitting and qualified to act in the case shall be necessary to sustain the appeal, and if the appeal is not sustained judgment for the state shall follow.'