

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## One Hundred and Fourth Legislature

OF THE

# STATE OF MAINE

Published by the Director of Legislative Research in accordance with  
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THE KNOWLTON AND MCLEARY COMPANY

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1969

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
ONE HUNDRED AND FOURTH LEGISLATURE  
1969

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Superior Court, a Justice of the Superior Court, if requested by the attorney for the respondent, or, provided that the respondent consents in all cases, if requested by the prosecuting attorney, or by the court on its own motion, may order the respondent examined to determine his mental condition with reference to the issues of criminal responsibility and competence to stand trial. The examination may be conducted at the Augusta State Hospital, Bangor State Hospital, Pineland Hospital and Training Center or at a mental health clinic of, or recommended by, the Department of Mental Health and Corrections, and when conducted at any such facility shall be the responsibility of a psychiatrist, who may join with him in such examination other psychiatrists or clinical psychologists, as in his opinion are required. The examination may be conducted by a psychiatrist independent from any such facility, employed for such purpose by the court. The court in selecting the examination site shall consider proximity to the court, availability of an examiner or examiners, and the necessity for security precautions. No person shall be presented for examination under this paragraph without arrangements therefor, with the head of the institution or clinic or with the individual examiner being first made by the court, clerk of courts or sheriff. The opinion of the examiner or examiners relative to the mental condition of the respondent shall be reported forthwith to the court following examination.

Director's note: Amended by 1969 Public Laws, chapter 504, section 24-C.

Effective October 1, 1969

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## Chapter 280

### AN ACT Relating to Parole Eligibility Hearing in Life Imprisonment and Other Long Term Cases.

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

R. S., T. 34, § 1672, sub-§§ 3 - 4, amended. Subsections 3 and 4 of section 1672 of Title 34 of the Revised Statutes, as amended, are further amended to read as follows:

3. **Expiration of 15-year term in life imprisonment cases.** Prior to the expiration of a ~~30-year~~ 15-year term of imprisonment, less deduction for good behavior, when the prisoner has been convicted of an offense punishable only by life imprisonment, provided the prisoner has never been convicted of another offense punishable only by life imprisonment;

4. **Expiration of 15-year term in other cases.** Prior to the expiration of a ~~30-year~~ 15-year term of imprisonment, less deduction for good behavior, when, following conviction, the prisoner has been sentenced to a minimum term of ~~30~~ 15 years or more.

Effective October 1, 1969