

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SECOND LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 1, 2004 to March 30, 2005**

**FIRST SPECIAL SESSION**  
**April 4, 2005 to June 18, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 29, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 17, 2005**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2005**

**CHAPTER 63**

**H.P. 694 - L.D. 984**

**An Act To Amend the Crime of Escape**

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

**Sec. 1. 17-A MRSA §755, sub-§1-D**, as repealed and replaced by PL 2001, c. 667, Pt. D, §20 and affected by §36, is amended to read:

**1-D.** A person is guilty of escape from arrest or escape during transport following arrest if without official permission the arrested person intentionally:

A. ~~Escapes from arrest or escapes from custody while being transported to a jail, police station or any other facility enumerated in subsection 3 pursuant to an arrest. Leaves following arrest prior to being transported, or while being transported to a jail, police station or other initial place of detention or to a courthouse when a court has ordered that the person be arrested and transported directly to court.~~ Violation of this paragraph is a Class D crime; or

B. Violates paragraph A and at the time of the escape the person uses physical force against another person, threatens to use physical force or is armed with a dangerous weapon. Violation of this paragraph is a Class B crime.

See title page for effective date.

**CHAPTER 64**

**H.P. 695 - L.D. 985**

**An Act To Amend Appellate Review Jurisdiction of the Superior Court**

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

**Sec. 1. 15 MRSA §1, sub-§2**, as enacted by PL 1999, c. 731, Pt. ZZZ, §9 and affected by §42, is amended to read:

**2. Appellate and review jurisdiction.** The Superior Court has jurisdiction to hear appeals and petitions ~~of~~ from only the District Court. Its jurisdiction is limited to the following:

- A. Petitions pursuant to section 1028;
- B. Petitions pursuant to section 1029;
- C. Appeals pursuant to section 1097;

D. Appeals pursuant to section 3402;

E. Appeals pursuant to section 2111 and Maine Rules of Criminal Procedure, Rule 35(f); ~~and~~

F. Appeals pursuant to Title 17-A, section 1207, subsection 1 and Maine Rules of Criminal Procedure, Rule ~~37F~~; 36;

G. Appeals pursuant to Title 17-A, section 1233 and Maine Rules of Criminal Procedure, Rule 36;

H. Appeals pursuant to Title 17-A, section 1349-F and Maine Rules of Criminal Procedure, Rule 36; and

I. Appeals pursuant to section 2111 and Maine Rules of Criminal Procedure, Rule 44A(c).

See title page for effective date.

**CHAPTER 65**

**H.P. 384 - L.D. 509**

**An Act To Adopt the Maine Uniform Securities Act**

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

**PART A**

**Sec. A-1. 32 MRSA c. 105**, as amended, is repealed.

**Sec. A-2. 32 MRSA c. 135** is enacted to read:

**CHAPTER 135**

**MAINE UNIFORM SECURITIES ACT**

**SUBCHAPTER 1**

**GENERAL PROVISIONS**

**§16101. Short title**

This chapter may be known and cited as "the Maine Uniform Securities Act."

**§16102. Definitions**

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

**1. Administrator.** "Administrator" means the Securities Administrator under section 16601.