

STATE OF MAINE  
SUPREME JUDICIAL COURT  
**PROPOSED** AMENDMENT TO  
MAINE RULES OF APPELLATE PROCEDURE

1. Rule 19(a)(2)(B) of the Maine Rules of Appellate Procedure is amended to read as follows:

**RULE 19. DISCRETIONARY CRIMINAL APPEALS**

**(a) (1) Appeals Covered.** This Rule covers those criminal appeals that are subject to preliminary review and full consideration as a matter of discretion by the Law Court, other than the appeals from sentences of a year or more that are addressed by M.R. App. P. 20.

**(2) Specifically Included Appeals.** The appeals covered by this Rule include:

**(A)** An appeal from a ruling on a motion to correct or reduce a sentence, pursuant to M.R.U. Crim. P. 35(a) or (c), when the appeal is taken by the defendant;

**(B)** An appeal by a person whose probation is revoked, or whose conditions of probation are modified pursuant to 17-A M.R.S. § 1202(2), or whose request for modification is denied pursuant to 17-A M.R.S. § 1202(2) ~~when the appeal is authorized pursuant to 17-A M.R.S. § 1207(1);~~

....

**Advisory Note - \_\_\_\_ 2019**

Rule 19(a)(2)(B) is amended to make clear that appeals from orders denying probation modification orders—like orders modifying probation conditions—are subject to Rule 19. The reference to 17-A M.R.S. § 1207(1) is deleted as unnecessary.