

# MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION  
2

3 ONE HUNDRED AND TENTH LEGISLATURE  
4

5 **Legislative Document**

**No. 1769**

6  
7 H. P. 1779

House of Representatives, January 7, 1982

8 Approved for introduction by the Legislative Council pursuant to  
Joint Rule 26.

Referred to the Committee on Judiciary. Sent up for concurrence  
and ordered printed.

9 EDWIN H. PERT, Clerk

10 Presented by Representative Lund of Augusta.  
11

12 STATE OF MAINE  
13

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

17 AN ACT to Make Intentional or Knowing Default on  
18 Payment of Civil Penalties to the State a Class E Offense.  
19

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

21 14 MRSA c. 405 is enacted to read:

22 CHAPTER 405

23 JUDGMENT DEBTORS IN CIVIL PENALTY ACTIONS

24 §2401. Intentional or knowing default; Class E crime

25 Any person who, when ordered by the court to make or  
26 pay to the State a civil forfeiture or civil penalty, inten-  
27 tionally or knowingly refuses to obey the order or inten-  
28 tionally or knowingly fails to make a good faith effort to  
29 obtain the funds required for the payment, commits a Class E  
30 crime.

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STATEMENT OF FACT

Currently, it is difficult if not impossible for the judicial system to enforce the payment of civil fines to our Maine courts. Making intentional or knowing defaults a Class E offense greatly increases the incentive to pay on time and would thus better enable the courts to enforce the payment of such penalties.

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