

MAINE STATE LEGISLATURE

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132nd MAINE LEGISLATURE

FIRST SPECIAL SESSION-2025

Legislative Document

No. 1836

S.P. 718

In Senate, April 30, 2025

**An Act to Implement the Recommendations of the Sex Offender
Management and Risk Assessment Advisory Commission Regarding
Tier II Offenses**

(AFTER DEADLINE)

(EMERGENCY)

Reported by Senator BEEBE-CENTER of Knox for the Sex Offender Management and Risk Assessment Advisory Commission and approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed pursuant to Joint Rule 218.

A handwritten signature in black ink, appearing to read "D M Grant", is positioned above the printed name of the Secretary of the Senate.

DAREK M. GRANT
Secretary of the Senate

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this Act corrects logical inconsistencies in the Sex Offender Registration and Notification Act of 2013; and

Whereas, the timely correction of these inconsistencies is necessary to maintain a consistent system and statutory structure; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 34-A MRSA §11273, sub-§15, ¶A, as amended by PL 2017, c. 377, §4, is further amended by enacting a new subparagraph (3-B) to read:

(3-B) Title 17-A, section 255-A, subsection 1, paragraph D, regardless of the age of the victim, if the crime is committed on or after October 1, 2025;

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

SUMMARY

This bill designates unlawful sexual contact based on lack of consent by an unconscious person to sexual contact that includes penetration as a Tier II offense under the Sex Offender Registration and Notification Act of 2013.