

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 336

S. P. 108

In Senate, January 16, 1963

Referred to Committee on Judiciary. Sent down for concurred and ordered printed.

CHESTER T. WINSLOW, Secretary.

Presented by Senator Farris of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Penalties for Burglary and Larceny.

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

Sec. 1. R. S., c. 131, § 11, amended. Section 11 of chapter 131 of the Revised Statutes, as amended by chapter 59 of the public laws of 1959, is further amended to read as follows:

'Sec. 11. Breaking and entering with intent to commit a felony or any larceny. Whoever, with intent to commit a felony or any larceny, breaks and enters in the daytime or enters without breaking in the nighttime any dwelling house, or breaks and enters any office, bank, shop, store, warehouse, vessel, railroad car of any kind, motor vehicle, aircraft, house trailer, or building in which valuable things are kept, any person being lawfully therein and put in fear, shall be punished by imprisonment for not ~~less than + year nor~~ more than 10 years; but if no person was lawfully therein and put in fear, by imprisonment for not more than 5 years or by a fine of not more than \$500.'

Sec. 2. R. S., c. 132, § 1, amended. Section 1 of chapter 132 of the Revised Statutes is amended to read as follows:

'Sec. 1. Larceny, defined. Whoever steals, takes and carries away, of the property of another, money, goods or chattels, or any writ, process, public record, bond, bank bill or note, promissory note, bill of exchange, order, certificate, book of accounts, conveyance of real estate, valuable contract, receipt, release, defeasance or instrument in writing whereby any demand, right or obligation is created, increased, diminished or extinguished is guilty of larceny; and shall be punished, when the value of the property exceeds \$100, by imprisonment for not ~~less than + year nor~~ more than 5 years; and when the value of the

property does not exceed \$100, by a fine of not more than \$100 or by imprisonment for not more than 6 months, or by both ~~such fine and imprisonment.~~'

Sec. 3. R. S., c. 132, § 3, amended. Section 3 of chapter 132 of the Revised Statutes is amended to read as follows:

'Sec. 3. Larceny by night in a dwelling house, or at any time breaking and entering certain other buildings, vessel or railroad car. Whoever, without breaking and occupied therewith, or breaks and enters any office, bank, shop, store, warehouse, barn, stable, vessel, railroad car of any kind, courthouse, jail, meeting-house, college, academy or other building for public use or in which valuable things are kept, and commits larceny therein, shall be punished by imprisonment for not ~~less than 1 year nor~~ more than 15 years; and when the offense is committed in the daytime, ~~by imprisonment for not more than 6 years or by a fine of not more than \$1,000~~ by a fine of not more than \$1,000 or by imprisonment for not more than 6 years.'