

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
105TH LEGISLATURE
FIRST SPECIAL SESSION

SENATE AMENDMENT "A" to H. P. 1582, L. D. 2040, Bill, "AN ACT
Relating to Penalty for Sale of Certain Drugs."

Amend said Bill by striking out everything after the enacting clause
and inserting in place thereof the following:

'R.S., T. 22, § 2380-A, additional. Title 22 of the Revised Statutes
is amended by adding a new section 2380-A, to read as follows:

§2380-A. Penalty; criminal enterprise

Any person engaging in a criminal enterprise who violates any pro-
vision of sections 2210, 2212-C or 2362 shall be punished by imprisonment
for not less than one nor more than 10 years and by a fine of not more
than \$1,000 for the first offense, and for a 2nd offense shall be punished
by not less than 5 nor more than 20 years imprisonment and by a fine of
not more than \$5,000; and for a 3rd or subsequent offense by not less
than 10 nor more than 40 years imprisonment and by a fine of not more
than \$10,000. The imposition or execution of sentences for conviction
of violations of the aforementioned sections by a person engaging in a
criminal enterprise shall not be suspended and probation shall not be
granted. For purposes of this section, a person is engaging in "a
criminal enterprise" if he violates any provision of the aforementioned
sections and such violation is undertaken by such person in concert with
one or more other persons with respect to whom such person occupies a
position of management and from whom such person obtains income or
resources.'

Statement of Fact

This amendment provides penalties for engaging in a criminal
enterprise for sale or use of drugs.

NAME: (Tanous)

COUNTY: Penobscot

(Filing No. S-370)

2/29/72