

MAINE STATE LEGISLATURE

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S. 11
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STATE OF MAINE
SENATE
107TH LEGISLATURE

COMMITTEE AMENDMENT "A " to S.P. 452, L.D. 1511, Bill,
"AN ACT to Increase the Maximum Penalty for Shoplifting and Provide
for the Detainment of Persons Suspected of Shoplifting."

Amend said Bill by striking out all of the Title and
inserting in place thereof the following:

'AN ACT to Provide for the Detention of Shoplifters.'

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

'17 MRSA c. 114 is enacted to read:

CHAPTER 114

DETENTION OF SHOPLIFTERS

§3521. Detention of shoplifters

A store owner, manager, supervisor or employee who is
an adult may detain on the premises in a reasonable manner and
for a reasonable period of time any person he has probable cause
to believe is unlawfully concealing merchandise. The purposes
of such detention shall be: To require the person being detained
to identify himself; to verify such identification; to inform
a law enforcement officer of the detention and to surrender
such person to said officer; and when the detained person is a
minor, to inform a law enforcement officer or the parents or
guardian of said minor of the detention and to surrender him
to the person so informed.

Any sheriff, deputy sheriff, municipal or state police

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officer, if he has probable cause to believe that a person has unlawfully concealed merchandise, may arrest such person without a warrant, whether or not such concealment was committed in his presence.'

Statement of Fact

The purpose of this amendment is to provide a specific authorization and procedure for the detention of a person who is believed to have unlawfully concealed merchandise in a store by the store owner, manager, supervisor or other employee who is an adult for the purpose of identifying the person and turning him over to a law enforcement officer.

Reported by the Majority of the Committee on Judiciary.

Reproduced and distributed pursuant to Senate Rule 11-A.

June 10, 1975. (Filing No. S-292).