

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
107TH LEGISLATURE
FIRST SPECIAL SESSION

SENATE AMENDMENT "B" to S.P. 777, L.D. 2334, Bill, "AN ACT to Revise the Maine Criminal Code as Recommended by the Criminal Law Revision Commission."

Amend said Bill in section 10 by inserting at the end, before the period, the following ', or if the evidence may reasonably be interpreted to establish that any element may have occurred prior to that date'

Statement of Fact

This amendment deals with the transition from the old law to the code. It addresses the case in which it cannot be proven whether an element of the offense occurred before/^{or after}the effective date. One example of this problem would be the storekeeper who closes at 8 p. m. on April 30th and discovers a burglary when he reopens at 8 a. m. on May 1st. This amendment remedies the problem by simply providing that if the evidence indicates that an element may have occurred prior to the effective date, the precode law applies.


(Collins)
NAME:

COUNTY: Knox

Reproduced and distributed pursuant to Senate Rule 11-A.

March 30, 1976.

(Filing No. S-495).