

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

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Legislative Document

No. 716

H. P. 589

House of Representatives, March 3, 1977

Referred to the Committee on Judiciary. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Drinkwater of Belfast.

Cosponsors: Mr. Tozier of Unity, Mrs. Hutchings of Lincolnville.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-SEVEN

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AN ACT Concerning Criminal Trespass.

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

17-A MRSA § 402, sub-§ 1, as enacted by PL 1975, c. 499, § 1, is amended to read:

1. A person is guilty of criminal trespass if, knowing that he is not licensed or privileged to do so:

A. He enters in any secured premises; ~~or~~

B. He remains in any place in defiance of a lawful order to leave which was personally communicated to him by the owner or other authorized person;

C. He enters in and upon the land of another if that land is posted in a manner prescribed by law or in a manner likely to come to the attention of intruders; or

D. He allows any creature, which he owns or possesses, to enter in and upon the land of another. Failure to heed a first warning from such land owner, authorized occupant, any law enforcement officer or any public official will be prima facie evidence of his knowingness.

STATEMENT OF FACT

The purpose of this bill is to bring the act of unauthorized entry upon **conspicuously posted property** and the continuing entry of domestic animals upon property, not that of their owners, back to a former criminal status.