

MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1294

S. P. 392

In Senate, March 31, 1977

Reported by Senator Curtis of Penobscot from the Committee on Judiciary,
and printed under Joint Rules No. 2.

MAY M. ROSS, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT Relating to an Offense for Littering under the Litter Control Law.

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

Sec. 1. 17 MRSA § 2264, last ¶, first sentence, as repealed and replaced by PL 1975, c. 739, § 8, is amended to read:

Any conduct in ~~such~~ violation of this section is a civil violation for which a forfeiture of not more than ~~\$100~~ \$200 nor less than ~~\$10~~ \$25 may be adjudged for the first violation and for a 2nd or subsequent violation a forfeiture of not more than \$500 nor less than \$100 may be adjudged.

Sec. 2. 17 MRSA § 2265, 3rd ¶, first sentence, as repealed and replaced by PL 1975, c. 739, § 10, is amended to read:

Any conduct in violation of this section is a civil violation for which a forfeiture of not more than ~~\$100~~ \$200 nor less than ~~\$10~~ \$25 may be adjudged for the first violation and for a 2nd or subsequent violation a forfeiture of not more than \$500 nor less than \$100 may be adjudged.

Sec. 3. 17 MRSA § 2266, last ¶, first sentence, as repealed and replaced by PL 1975, c. 739, § 11, is amended to read:

Any conduct in violation of this section is a civil violation for which a forfeiture of not more than ~~\$100~~ \$200 nor less than ~~\$10~~ \$25 may be adjudged for the first violation and for a 2nd or subsequent violation a forfeiture of not more than \$500 nor less than \$100 may be adjudged.

Sec. 4. 17 MRSA § 2267, 2nd ¶, as repealed and replaced by PL 1975, c. 739, § 12-A, is amended to read:

Any conduct in violation of this section is a civil violation for which a forfeiture of not more than ~~\$100~~ \$200 nor less than ~~\$10~~ \$25 may be adjudged for the first violation and for a 2nd or subsequent violation a forfeiture of not more than \$500 nor less than \$100 may be adjudged.

STATEMENT OF FACT

The bill keeps littering as a civil instead of a criminal violation, but does increase the level of fines for a first violation, from a range of \$10 to \$100 to one of \$25 to \$200. The bill leaves in the provision that, in addition to a fine, a judge may order a person to pick up litter in an area.