

MAINE STATE LEGISLATURE

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New Draft of: H. P. 632, L. D. 773
(New Title)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1639

H. P. 1438

House of Representatives, April 20, 1977

Reported by Mr. Hobbins from the Committee on Judiciary, and printed under Joint Rules No. 2.

EDWIN H. PERT, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT to Clarify the Criminal Trespass Law.

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

17-A MRSA § 402, sub-§ 2, as enacted by PL 1975, c. 499, § 1, is amended to read:

2. As used in this section, "secured premises" means any dwelling place, any structure that is locked or barred, ~~and a~~ or any place from which persons may lawfully be excluded and which is posted in a manner prescribed by law or in a manner reasonably likely to come to the attention of intruders, or which is fenced or otherwise enclosed in a manner designed to exclude intruders.

STATEMENT OF FACT

The purpose of the original bill was to include trespass on posted land within the scope of criminal trespass. The code was intended to include this, but the wording of the present definition of "secured premises" is not sufficiently clear. The new draft clarifies the wording of this definition to accomplish the same purpose as the original bill.