

	FIRST	REGU	JLAR S	ESSIO	V		
C	ONE HUNDRED AN	ID EL	LEVENT	H LEG	ISLATU	RE	
Legislative	Document					١	No. 578
H.P. 481		Ho	ouse of 1	Represen	tatives,	February	7, 1983
	d by the Clerk of the on Judiciary and ord						
]	EDWIN	H. PERT	, Clerk
	by Representative N sor: Representative S						
	STA	TE C	DF MAI	NE			
	IN THE NINETEEN HUN	_				E	
	N ACT Concerni inal Proceedin Describin	igs o	of Sta	tement	s by		
Be it ena follows:	acted by the P	eopl	e of	the St	cate o	f Maine	e as
15 MF	R SA §1205 is e	nact	ed to	read	:		
<u>§1205. s</u> <u>t</u>	Statements by tact admissibl	mi e in	nors n crim	descri inal p	bing procee	sexual dings	con-
<u>sexual</u> co statement	Statements by p ontact admissi t made by a mi rthday descri	ble nor	in cr who h	iminal as no	proc pt at	eeding tained	s. <u>A</u> his
sexual ac minor by or court	ct or sexual c another, not rule, is admi	onta othe ssib	act pe erwise ble in	rforme admis evide	ed wit ssible ence i	h or or by sta n cria	n the
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1	A. The court finds, in a hearing conducted out-
2	side the presence of the jury, that the time,
3	content and circumstances of the statement pro-
4	vide sufficient indicia of reliability; and
5	B. The minor either:
6	(1) Testifies at the proceedings; or
7	(2) Is unavailable as a witness, provided
8	that, when the minor is unavailable as a
9	witness, the statement may be admitted only
10	if there is corroborative evidence of the
11	act.
12	2. Notice to adverse party. A statement may not
13	be admitted under this section, unless the proponent
14	of the statement makes known to the adverse party his
15	intention to offer the statement and the particulars
16	of the statement sufficiently in advance of the pro-
17	ceedings to provide the adverse party with a fair
18	opportunity to prepare to meet the statement.
19	STATEMENT OF FACT
20	The purpose of this bill is to permit statements
21	made by children, under 10 years of age, concerning
22	sexual contact to be admitted into evidence in crimi-
23	nal proceedings.

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