

# MAINE STATE LEGISLATURE

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L.D. 929

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-47)  
11TH LEGISLATURE  
FIRST REGULAR SESSION

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HOUSE AMENDMENT "B" to H.P. 742, L.D. 929,  
Bill, "AN ACT to Require Mandatory Jail Sentences for  
Trafficking or Furnishing Drugs."

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Amend the bill by striking out all of the title  
and inserting in its place the following:

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'AN ACT to Require Mandatory Jail Sentences for  
Trafficking Drugs.'

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Further amend the bill by striking out everything  
after the amending clause and inserting in its place  
the following:

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'5-A. A person convicted of a 2nd or subsequent  
violation of any combination of the following sec-  
tions shall be sentenced to a minimum term of impris-  
onment of 10 days, which shall not be suspended:

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A. Unlawful trafficking under sections 1103,  
1104, 1105 and 1110.'

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Statement of Fact

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The purpose of this amendment is to limit the  
mandatory sentencing provisions to situations involv-  
ing a 2nd or subsequent offense involving trafficking  
drugs. This amendment removes from the bill situa-  
tions dealing only with furnishing drugs. The Maine  
Criminal Code defines "trafficking," as including,  
making, creating, manufacturing, selling, bartering,  
trading, exchanging or otherwise furnishing for con-  
sideration. "Furnishing," includes furnishing,  
giving, dispensing, administering, prescribing,  
delivering or otherwise transferring to another  
person. Thus the amendment provides mandatory sen-

HOUSE AMENDMENT "B" to H.P. 742, L.D. 929

1 tencing for drug dealers, but does not include a  
2 person who gives a drug to another.

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Filed by Rep. Beaulieu of Portland  
Reproduced and distributed under the direction of the Clerk of  
the House  
3/7/83 (Filing No. H-47)