

# MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 733

H.P. 546 House of Representatives, March 12, 1987  
Reference to the Committee on Judiciary suggested and  
ordered printed.

EDWIN H. PERT, Clerk  
Presented by Representative BOUTILIER of Lewiston.  
Cosponsored by Senators GAUVREAU of Androscoggin and GILL  
of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 AN ACT to Eliminate the Statute of Limitation  
2 in Child Molestation or Incest Cases.  
3

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

6 17-A MRSA §8, sub-§2-A is enacted to read:

7 2-A. Notwithstanding subsection 2, the periods  
8 of limitations set out in subsection 2 shall not be-  
9 gin to run for prosecution of any of the following  
10 crimes until the victim is 18 years of age:

11 A. Incest under section 556;

12 B. Rape under section 252, when the victim is  
13 under the age of 14 at the time of the commission  
14 of the crime;

1 C. Gross sexual misconduct under section 253,  
2 when the victim is under the age of 14 at the  
3 time of the commission of the crime;

4 D. Sexual abuse of a minor under section 254,  
5 when the victim is under the age of 16 at the  
6 time of the commission of the crime, or when the  
7 victim is under the age of 18 at the time of the  
8 commission of the crime and the defendant is a  
9 parent, stepparent, foster parent, guardian or  
10 other similar person responsible for the long-  
11 term general care and welfare of the victim; or

12 E. Unlawful sexual contact under section 255,  
13 when the victim:

14 (1) Is under the age of 14 at the time of  
15 the commission of the crime and the defend-  
16 ant is at least 3 years older; or

17 (2) Is under the age of 18 at the time of  
18 the commission of the crime and the elements  
19 set out in section 255, subsection 1, para-  
20 graph F are met at the time of the commis-  
21 sion of the crime.

22 STATEMENT OF FACT

23 The purpose of this bill is to postpone the run-  
24 ning of the statute of limitation on the crime of in-  
25 cest and other sex offenses involving children until  
26 the victim is 18 years of age.

27 1602030487