

# MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1573

S.P. 521

In Senate, May 15, 1987

Submitted by the Department of Corrections pursuant to  
Joint Rule 24.

Reference to the Committee on Judiciary suggested and  
ordered printed.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator PERKINS of Hancock.

Cosponsored by Representative MANNING of Portland,  
Representative TAYLOR of Camden, Senator GAUVREAU of  
Androscoggin.

STATE OF MAINE

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

AN ACT to Amend the Maine Juvenile Code.

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

Sec. 1. 15 MRSA §3105, sub-§1, ¶A, as enacted by  
PL 1977, c. 664, §12, is amended to read:

A. A prosecution for an alleged juvenile crime,  
as defined by section 3103, subsection 1,  
~~paragraphs~~ paragraph B, C, D or, E or F, shall be  
commenced within one year after it is committed.

Sec. 2. 15 MRSA §3201, sub-§1, as amended by PL  
1979, c. 681, §7, is further amended to read:

1. Warrantless arrests. Arrests without warrants  
of juveniles for juvenile crimes defined by section

1 3103, subsection 1, paragraphs A, D and, E, and F by  
2 law enforcement officers or private persons shall be  
3 made pursuant to the provisions of Title 17-A, sec-  
4 tions 15 and 16. For purposes of this section, a ju-  
5 venile crime defined under section 3103, subsection  
6 1, paragraph D, shall be deemed a Class D or Class E  
7 crime.

8 STATEMENT OF FACT

9 The current law governing limitations on the com-  
10 mencement of prosecution against a juvenile inadvert-  
11 ently omits the juvenile crime of operating a motor  
12 vehicle under the influence of intoxicating liquor or  
13 drugs or with an excessive blood-alcohol level, and  
14 those offenses defined in the Maine Revised Statutes,  
15 Title 29, as Class B or Class C crimes, Title 15,  
16 section 3103, subsection 1, paragraph F.

17 The current law pertaining to warrantless arrests  
18 of juveniles for juvenile crimes inadvertently omits  
19 the crime of operating a motor vehicle under the in-  
20 fluence of intoxicating liquor or drugs or with an  
21 excessive blood-alcohol level, and those offenses de-  
22 fined in the Maine Revised Statutes, Title 29 as  
23 Class B or Class C crimes, Title 15, section 3103,  
24 subsection 1, paragraph F.

25 This bill corrects 2 errors in the Maine Juvenile  
26 Code by including under the current laws pertaining  
27 to the statute of limitations on prosecution and  
28 warrantless arrest of juveniles, the juvenile crime  
29 of operating a motor vehicle under the influence of  
30 intoxicating liquor or drugs or with an excessive  
31 blood-alcohol level, and those offenses defined in  
32 Title 29, as Class B or Class C crimes.

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