

MAINE STATE LEGISLATURE

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L.D. 2157

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(Filing No. H- 561)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
113TH LEGISLATURE
SECOND REGULAR SESSION

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COMMITTEE AMENDMENT "A" to H.P. 1579, L.D. 2157,
8 Bill, "AN ACT to Amend the Harassment Law."

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Amend the bill in section 4 in that part
designated "§4660-A" by striking out all of subsection
2 and inserting in its place the following:

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'2. Agency procedures. Law enforcement agencies shall establish procedures to ensure that dispatchers and officers at the scene of an alleged incident of harassment or violation of an order of protection can be informed of any recorded prior incident of harassment involving the harassed party and can verify the effective dates and terms of any recorded protection order.'

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Further amend the bill by striking out all of
section 5 and inserting in its place the following:

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'Sec. 5. 17 MRSA §2931, as enacted by PL 1987,
c. 515, §2, is amended to read:

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§2931. Prohibition

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No person, whether or not acting under color of
law, may, by force or threat of force, intentionally
injure, intimidate or interfere with, or intentionally
attempt to injure, intimidate or interfere with or
intentionally oppress or threaten any other person in

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1 the free exercise or enjoyment of any right or
2 privilege, secured to him by the Constitution of Maine
3 or laws of the State or by the United States
4 Constitution or laws of the United States.

5 As used in this section, "intentionally" has the
6 meaning set forth in Title 17-A, section 35.'

7 Further amend the bill by inserting at the end
8 before the statement of fact the following:

9 'Sec. 6. 25 MRSA §1544, last ¶, as amended by
10 PL 1987, c. 515, §3, is further amended to read:

11 The bureau shall establish a category for abuse by
12 adults of family or household members and a category
13 for harassment, as defined in Title 5, chapter
14 337-A, which shall be supplementary to its other
15 reported information. The bureau shall prescribe the
16 information to be submitted in the same manner as for
17 all other categories of the uniform crime reports.'

18 STATEMENT OF FACT

19 This amendment makes the following changes in the
20 bill.

21 The amendment retains the existing provisions of
22 law that require law enforcement agencies to ensure
23 that dispatchers and officers on the scene of an
24 alleged incident of harassment can discover any
25 previous incidents of harassment against the same
26 person.

27 The amendment retains the crime of harassment
28 based on characteristics and deletes a superfluous
29 reference as to whether an alleged harassing party was
30 or was not acting "under color of law."

