

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

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Legislative Document

No. 885

H.P. 651

House of Representatives, March 22, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Speaker MARTIN of Eagle Lake.

Cosponsored by Representative TOWNSEND of Eastport, Senator PEARSON of Penobscot and Representative PARADIS of Augusta.

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STATE OF MAINE

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

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An Act Concerning The Passamaquoddy Tribal Court.

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(AFTER DEADLINE)



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

3 **Sec. 1. 30 MRSA §6209, sub-§1, ¶A, as amended by PL 1987, c.**  
5 **756, §§1 and 2, is further amended to read:**

7 A. Criminal offenses against a person or property for which  
9 the maximum potential term of imprisonment does not exceed 6  
11 months and the maximum potential fine does not exceed \$500  
13 and which are committed on the Indian reservation of the  
15 respective tribe or nation by a member of either tribe or  
17 nation against another member of either tribe or nation or  
19 against the property of another member of either tribe or  
21 nation.

23 (1) The Penobscot Nation shall also have the right to  
25 exercise exclusive jurisdiction separate and distinct  
27 from the State over criminal offenses against a person  
29 or property for which the maximum potential term of  
31 imprisonment is less than one year and the maximum  
33 potential fine does not exceed \$5,000 and which are  
35 committed on the Penobscot Indian Reservation by a  
37 member of the Penobscot Nation against another member  
39 of the Penobscot Nation or against the property of  
41 another member of the Penobscot Nation.

43 (a) This subparagraph is repealed on September  
45 30, 1995. Before that date, the Penobscot Nation  
47 and the Department of the Attorney General may  
49 each submit written reports to the joint standing  
51 committee of the Legislature having jurisdiction  
over judiciary matters concerning the effect of  
this subparagraph.

53 (2) The Passamaquoddy Tribe shall have the right to  
55 exercise exclusive jurisdiction separate and distinct  
57 from the State over criminal offenses against a person  
59 or property for which the maximum potential term of  
61 imprisonment is less than one year and the maximum  
63 potential fine does not exceed \$5,000 and which are  
65 committed on the Passamaquoddy Indian Reservation by a  
67 member of the Passamaquoddy Tribe against another  
69 member of the Passamaquoddy Tribe or against the  
71 property of another member of the Passamaquoddy Tribe.

73 (a) This subparagraph is repealed on September  
75 30, 1995. Before that date, the Passamaquoddy  
77 Tribe and the Department of the Attorney General  
79 may each submit written reports to the joint  
81 standing committee of the Legislature having  
jurisdiction over judiciary matters concerning the  
effect to this subparagraph;

