

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1061

H.P. 757

House of Representatives, April 5, 1989

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 Representative ADAMS of Portland.

Cosponsored by Representative PARADIS of Augusta and Senator HOBBS of York.

STATE OF MAINE

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

**An Act to Increase the Penalties for Repeat Violations of the
Prostitution Laws.**



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

3 **17-A MRSA §856** is enacted to read:

5 §856. Penalty enhancement

7 Promotion of prostitution, engaging in prostitution,
9 engaging a prostitute or patronizing prostitution of a minor is a
11 Class C crime if the actor has 2 or more prior Maine convictions
13 for any combination of violations of section 852, 853, 853-A,
15 853-B or 855. For purposes of this section, the dates of the 2
17 or more prior convictions must precede the offense being enhanced
19 by no more than 10 years, although the prior convictions may have
21 occurred on the same day. This section does not apply if the 2
23 or more offenses occurred within a 3-day period. The date of
25 conviction shall be deemed the date that sentence is imposed,
27 even though an appeal was taken. The dates of prior offenses
29 shall be presumed to be that stated in the complaint, information
31 or indictment, notwithstanding the use of the words "on or about"
 or their equivalent.

23 **STATEMENT OF FACT**

25 This bill adds a penalty enhancement section to the
27 prostitution chapter of the Criminal Code. It increases the
29 sentencing class for violations of the Maine Revised Statutes,
31 Title 17-A, section 853, 853-A, 853-B or 855 to a Class C if the
 actor has 2 prior Maine convictions for prostitution-related
 offenses. This change will aid in identifying, prosecuting, and
 sentencing repeat offenders.