

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1542

H.P. 1109

House of Representatives, May 8, 1989

Reference to the Committee on Judiciary suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative MANNING of Portland.

STATE OF MAINE

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

An Act Concerning Offenses Against Public Order.

SECTION 1. Short title.	1
SECTION 2. Section 1-A, Title 17, Maine Revised Statutes, to be added.	2
SECTION 3. Section 1-B, Title 17, Maine Revised Statutes, to be added.	3
SECTION 4. Section 1-C, Title 17, Maine Revised Statutes, to be added.	4
SECTION 5. Section 1-D, Title 17, Maine Revised Statutes, to be added.	5



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

3 **Sec. 1. 17-A MRSA §501, sub-§1, as amended by PL 1981, c. 37,**
5 **§§1 and 2, is further amended to read:**

7 1. In a public place, he the individual intentionally or
recklessly causes annoyance to others by intentionally:

9 A. Making loud and unreasonable noises;

11 B. Activating a device, or exposing a substance, which
releases noxious and offensive odors; or

13 C. ~~Engaging in fighting,--after--having--been--ordered--by--a--law~~
15 ~~enforcement--officer--to--cease--fighting;~~

17 **Sec. 2. 17-A MRSA §504-A is enacted to read:**

19 §504-A. Loitering

21 1. A person is guilty of loitering if that person
23 intentionally or knowingly remains:

25 A. In a public place for the purpose of promoting, engaging
27 or soliciting another person to engage in sexual intercourse
29 or a sexual act in return for a pecuniary benefit;

31 B. In a public place for the purpose of unlawful
33 trafficking in or furnishing of what the individual knows or
35 believes to be a scheduled or counterfeit drug or any
37 hypodermic apparatus; or

39 C. In or about the area of a school, not being a student in
41 that school, and does not have custody of or responsibility
43 for a pupil or student in that school, or any other
45 specific, legitimate reason for being in that area.

47 2. As used in this section, unless the context otherwise
49 indicates, the following terms have the following meanings.

51 A. "Loiters" means remaining idle in essentially one place,
seated or standing, loafing or walking about aimlessly.

B. "Public place" shall have the same meaning as defined in
section 501.

C. "Sexual intercourse or sexual act" shall have the same
meaning as defined in chapter 11, section 251.

3. Loitering is a Class E crime.

