

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

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Legislative Document

No. 1262

S.P. 404

In Senate, April 13, 1993

**An Act Regarding Child Molestation.**

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Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator CAHILL of Sagadahoc.

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

4 Sec. 1. 17-A MRSA §254, sub-§3, as enacted by PL 1975, c. 499,  
§1, is amended to read:

6 3. Sexual abuse of minors is a Class D crime; except that,  
8 if the actor has administered drugs or intoxicants, including  
alcohol, to the other person, sexual abuse of minors is a Class C  
crime.

10 Sec. 2. 17-A MRSA §1332 is enacted to read:

12 **§1332. Minor victims of sex offenses**

14 Notwithstanding section 1322, subsection 3 and section 1323,  
16 the court may order restitution, including costs for mental  
18 health services or counseling for the victim, when the offender  
20 is convicted of a crime under section 253, subsection 1,  
paragraph B or section 253, subsection 2, paragraph F, G or H;  
section 254; or section 255, subsection 1, paragraph C, F or G.

22 **STATEMENT OF FACT**

24 This bill increases the classification of the crime of  
26 sexual abuse of minors to Class C if the actor administered drugs  
or intoxicants, including alcohol, to the minor victim. The bill  
28 also authorizes a court to order restitution to cover the costs  
of counseling or other mental health services for a minor victim  
30 when the offender commits gross sexual conduct, sexual abuse of  
minors or unlawful sexual contact.