

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

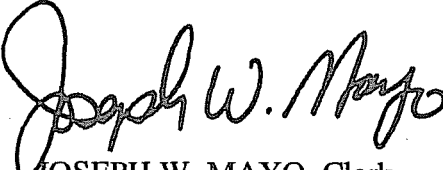
No. 1305

H.P. 974

House of Representatives, April 22, 1993

An Act Regarding Sentences for Career Criminals.

Received by the Clerk of the House on April 20, 1993. Referred to the Committee on Judiciary and 1200 ordered printed pursuant to Joint Rule 14.


JOSEPH W. MAYO, Clerk

Presented by Representative DiPIETRO of South Portland.
Cosponsored by Representatives: DUTREMBLE of Biddeford, PLOURDE of Biddeford,
VIGUE of Winslow.

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

4 Sec. 1. 17-A MRSA §1252, sub-§9 is enacted to read:

6 9. If the State pleads and proves that murder or a Class A,
8 B or C crime was committed and that the actor has 2 prior Maine
10 convictions of murder, a Class A, B or C crime or a crime
12 committed in another jurisdiction that is punishable by more than
14 one year of imprisonment, then the sentencing class for the crime
16 is one class higher than it would be otherwise. When murder or a
Class A crime is committed, the court shall give serious
consideration to the prior convictions in applying its discretion
to determine the degree of sentencing aggravation. The court
shall determine whether conviction constitutes a prior conviction
for purposes of this section pursuant to section 362, subsection
3-A.

18 STATEMENT OF FACT

20 This bill requires enhancement of sentencing limits for
22 persons convicted of murder or a Class A, B or C crime if the
24 person has 2 prior convictions of murder or a Class A, B or C
crime within 10 years of the instant crime.