

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 1331

S.P. 422

Received by the Secretary, April 20, 1993

An Act Regarding Trafficking of Drugs in Homes in Which Children Live.

Referred to the Committee on Judiciary and 1200 ordered printed pursuant to Joint Rule 14.

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

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator BERUBE of Androscoggin.
Cosponsored by Senators: BUTLAND of Cumberland, PARADIS of Aroostook,
Representatives: AHEARNE of Madawaska, KILKELLY of Wiscasset, LOOK of Jonesboro,
YOUNG of Limestone.

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

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Sec. 1. 17-A MRSA §1105, sub-§1, ¶E, as amended by PL 1989, c. 924, §10, is further amended to read:

E. A person violates section 1103, and, at the time of the offense, the person is on a school bus; or in or on the premises of a dwelling in which a child who is, in fact, under 18 years of age resides; or on or within 1,000 feet of the real property comprising a private or public elementary or secondary school. For purposes of this paragraph, "school bus" has the same meaning as set forth in Title 29, section 2011, subsection 2; or

STATEMENT OF FACT

This bill makes trafficking in scheduled drugs aggravated trafficking or furnishing scheduled drugs if, at the time of the offense, the actor is in or on the premises of a dwelling in which a minor resides. The aggravated offense is a crime that is one class more serious than the trafficking would otherwise be.