



116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1808

H.P. 1341

House of Representatives, January 31, 1994

An Act Imposing a Mandatory Arrest Period in Cases of Domestic Violence.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26. Reference to the Committee on Judiciary suggested and ordered printed.

∕ĴOSEPH W. MAYO, Clerk

Presented by Representative HOGLUND of Portland.

Be it enacted by the People of the State of Maine as follows: 2 Sec. 1. 19 MRSA §770, sub-§5, as amended by PL 1993, c. 469, 4 §5, is further amended to read: Arrest in certain situations. б 5. When a law enforcement officer has probable cause to believe that there has been a criminal violation as defined in section 769 of a court-approved 8 consent agreement or a protection order issued pursuant to this 10 chapter or Title 15, chapter 12-A, or that a violation of Title 17-A, section 208 has occurred between members of the same family 12 or household, that enforcement officer shall arrest and take into custody the alleged offender for a minimum of 48 hours. 14STATEMENT OF FACT 16 In domestic violence cases in which a protective order is 18 violated, this bill imposes an automatic 48-hour arrest period. 20 22 24 This document has not yet been reviewed to determine the

26 need for cross-reference, stylistic and other technical amendments to conform existing law to current drafting standards.

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