

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)



117th MAINE LEGISLATURE

SECOND REGULAR SESSION-1996

Legislative Document

No. 1661

H.P. 1211

House of Representatives, January 9, 1996

**An Act to Increase the Penalty for Criminal Restraint of a Young Child
or a Dependent Person.**

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

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative PEAVEY of Woolwich.
Cosponsored by Senator SMALL of Sagadahoc and
Representatives: BRENNAN of Portland, BUCK of Yarmouth, ETNIER of Harpswell,
JOHNSON of South Portland, JOYCE of Biddeford, KILKELLY of Wiscasset, LINDAHL of
Northport, MARVIN of Cape Elizabeth, MAYO of Bath, TAYLOR of Cumberland,
WATSON of Farmingdale.

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

4 **Sec. 1. 17-A MRSA §302, sub-§3, as repealed and replaced by PL**
1979, c. 512, §25, is amended to read:

6 3. Criminal restraint is a Class D crime except that it is
8 a Class C crime if the person restrained has in fact not attained
10 6 years of age or is a dependent person, as defined by section
12 555.

12 **STATEMENT OF FACT**

14 This bill changes the penalty for criminal restraint of a
16 child under age 6 or a dependent person from a Class D crime to a
Class C crime. The increase in penalty allows law enforcement
officers to arrest the offender rather than issue a summons.