

MAINE STATE LEGISLATURE

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DATE: May 6, 1997

(Filing No. S-185)

CRIMINAL JUSTICE

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STATE OF MAINE
SENATE
118TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 359, L.D. 1218, Bill, "An Act to Expand the Harassment Laws"

Amend the bill by striking out all of section 1 and inserting in its place the following:

Sec. 1. 17-A MRSA §506-A, sub-§1, as amended by PL 1993, c. 475, §4, is further amended to read:

1. A person is guilty of harassment if, without reasonable cause, that person engages in any course of conduct with the intent to harass, torment or threaten another person, after having been forbidden to do so by any sheriff, deputy sheriff, constable, police officer or justice of the peace or by a court in a protective order issued under Title 5, section 4654 or 4655 or Title 19, section 765 or 766 or, if the person is an adult in the custody or under the supervision of the Department of Corrections, after having been forbidden to do so by the Commissioner of Corrections, the chief administrative officer of the facility, the regional correctional administrator for the region or their designees.

Sec. 2. 17-A MRSA §506-A, sub-§1, as amended by PL 1995, c. 694, Pt. D, §24 and affected by Pt. E, §2, is further amended to read:

1. A person is guilty of harassment if, without reasonable cause, that person engages in any course of conduct with the intent to harass, torment or threaten another person, after having been forbidden to do so by any sheriff, deputy sheriff, constable, police officer or justice of the peace or by a court

2 in a protective order issued under Title 5, section 4654 or 4655
3 or Title 19-A, section 4006 or 4007 or, if the person is an adult
4 in the custody or under the supervision of the Department of
5 Corrections, after having been forbidden to do so by the
6 Commissioner of Corrections, the chief administrative officer of
7 the facility, the regional correctional administrator for the
8 region or their designees.

9
10 **Sec. 3. Effective date.** Section 2 of this Act takes effect
11 October 1, 1997.'

12 Further amend the bill by inserting at the end before the
13 summary the following:

14
15
16 **FISCAL NOTE**

17 This bill may increase prosecutions for Class E crimes. If
18 a jail sentence is imposed, the additional costs to the counties
19 are estimated to be \$83.78 per day per prisoner. These costs are
20 not reimbursed by the State. The number of prosecutions that may
21 result in a jail sentence and the resulting costs to the county
22 jail system are expected to be insignificant.

23
24 The additional workload and administrative costs associated
25 with the minimal number of new cases filed in the court system
26 can be absorbed within the budgeted resources of the Judicial
27 Department. The collection of additional fines may increase
28 General Fund revenue by minor amounts.'

29
30
31
32 **SUMMARY**

33 This amendment eliminates the need for 2 new subsections and
34 simply adds to the list of persons in the Maine Revised Statutes,
35 Title 17-A, section 506-A, subsection 1 who may forbid a person
36 to engage in harassment.