MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 338

H.P. 234

House of Representatives, January 14, 1999

An Act to Strengthen Manslaughter and Homicide Penalties When the Victim is Under 16 Years of Age.

Reference to the Committee on Criminal Justice suggested and ordered printed.

JOSEPH W. MAYO, Clerk

Presented by Representative WATERHOUSE of Bridgton. Cosponsored by Senator CAREY of Kennebec and Representatives: AHEARNE of Madawaska, CHIZMAR of Lisbon, HATCH of Skowhegan, McALEVEY of Waterboro, PIEH of Bremen, SNOWE-MELLO of Poland, WHEELER of

Eliot, Senator: AMERO of Cumberland.

| | Be it enacted by the People of the State of Maine as follows: |
|----|---|
| 2 | Sec. 1. 17-A MRSA §201, sub-§1, ¶¶B and C, as repealed and |
| 4 | replaced by PL 1977, c. 510, §38, are amended to read: |
| 6 | B. He <u>The person</u> engages in conduct which <u>that</u> manifests a depraved indifference to the value of human life and which |
| 8 | that in fact causes the death of another human being; er |
| 10 | C. He <u>The person</u> intentionally or knowingly causes another human being to commit suicide by the use of force, duress or |
| 12 | deception+; or |
| 14 | Sec. 2. 17-A MRSA §201, sub-§1, ¶D is enacted to read: |
| 16 | D. The person knowingly engages in a pattern or practice of assault or torture of a child under 16 years of age |
| 18 | resulting in the death of that child. For the purposes of this paragraph, a person engages in a pattern or practice of |
| 20 | assault or torture if that person inflicts serious bodily injury to a child by 2 or more separate acts and one of |
| 22 | those acts causes the death of the child. |
| 24 | SUMMARY |
| 26 | |
| • | This bill amends the crime of murder to include causing the |
| 28 | death of a child by engaging in a pattern or practice of assault or torture of the child. |