

# 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)



# 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

---

Legislative Document

No. 433

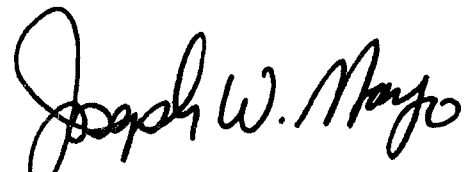
H.P. 317

House of Representatives, January 14, 1999

**An Act to Treat All Assaults on Law Enforcement Officers as Class C Crimes.**

---

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

  
JOSEPH W. MAYO, Clerk

Presented by Representative GOOLEY of Farmington.  
Cosponsored by Senator CAREY of Kennebec and  
Representatives: BELANGER of Caribou, CLOUGH of Scarborough, HONEY of Boothbay,  
McALEVEY of Waterboro, USHER of Westbrook, Senators: BENOIT of Franklin,  
FERGUSON of Oxford, O'GARA of Cumberland.

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

4 **Sec. 1. 17-A MRSA §752-A, sub-§1**, as amended by PL 1983, c.  
408, §1, is further amended to read:

6 1. A person is guilty of assault on an officer if:

8 ~~He intentionally, knowingly or recklessly causes bodily~~  
10 ~~injury to a law enforcement officer~~ The person commits an  
12 assault on a law enforcement officer while the officer is in  
the performance of his the officer's official duties; or

14 B. While in custody in a penal institution or other  
16 facility pursuant to an arrest or pursuant to a court order,  
18 ~~he the person~~ commits an assault on a member of the staff of  
the institution or facility. ~~As used in this paragraph~~  
~~"assault" means the crime defined in section 207, subsection~~  
~~1.~~

20 As used in this subsection, "assault" means the crime defined in  
22 section 207, subsection 1.

24 **SUMMARY**

26 This bill makes any assault on a law enforcement officer a  
28 Class C crime. The current law requires a law enforcement  
30 officer to suffer bodily injury for the crime of assault on an  
officer to have been committed. The bill expands this crime to  
allow offensive physical contact to meet the standard for a Class  
C crime.