

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 961

H.P. 694

House of Representatives, February 4, 1999

An Act to Strengthen the State's Drug Laws.

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

A handwritten signature in black ink, reading "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative SCHNEIDER of Durham.

Cosponsored by Representatives: CHIZMAR of Lisbon, MACK of Standish, MADORE of Augusta, McALEVEY of Waterboro, O'BRIEN of Augusta, PEAVEY of Woolwich, POVICH of Ellsworth, SHERMAN of Hodgdon.

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

Sec. 1. 17-A MRSA §1105, sub-§1, ¶E, as amended by PL 1995, c. 65, Pt. A, §58 and affected by §153 and Pt. C, §15, is further amended to read:

E. A person violates section 1103 or 1106, and, at the time of the offense, the person is on a school bus or on or within 1,000 feet of the real property comprising a private or public elementary or secondary school. For purposes of this paragraph, "school bus" has the same meaning as set forth in Title 29-A, section 2301, subsection 5; or

Sec. 2. 17-A MRSA §1105, sub-§1, ¶F, as enacted by PL 1989, c. 924, §11, is amended to read:

F. A person violates section 1103 or 1106, and, at the time of the offense, the person enlists or solicits the aid of or conspires with a child who is, in fact, under 18 years of age, to traffick in or furnish any scheduled drug; or

Sec. 3. 17-A MRSA §1105, sub-§1, ¶G is enacted to read:

G. A person violates section 1103 or 1106, and, as a result of that offense another person suffers serious bodily injury or death.

SUMMARY

This bill amends the definition of aggravated trafficking or furnishing scheduled drugs to include: furnishing a scheduled drug while on a school bus or within 1,000 feet of an elementary or secondary school; using a person under the age of 18 to furnish or traffick in a scheduled drug; and whenever serious bodily injury or death results to another person as a result of the furnishing or trafficking.