

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. 1572

H.P. 1113

House of Representatives, March 2, 1999

An Act to Establish Lifetime Probation for Multiple Sex Offenders.

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 O'BRIEN of Augusta.
Cosponsored by Representatives: BRAGDON of Bangor, COLLINS of Wells, McALEVEY of Waterboro, McNEIL of Rockland, PLOWMAN of Hampden.

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

4 **Sec. 1. 17-A MRSA §1202, sub-§1-B is enacted to read:**

6 1-B. Notwithstanding subsection 1, for a person convicted
8 of a Class A, B or C crime under chapter 11 who has 2 or more
10 other convictions of any Class A, B or C crime under chapter 11
12 or a comparable offense in another jurisdiction, the period of
14 probation must be for the life of the person if the person is not
16 sentenced to a term of imprisonment of 15 years pursuant to
18 section 1252, subsection 9. If the person is sentenced to a term
20 of imprisonment of 15 years pursuant to section 1252, subsection
22 9, the person may be placed on probation for and period up to the
24 life of the person.

26 **Sec. 2. 17-A MRSA §1252, sub-§9 is enacted to read:**

28 9. Notwithstanding subsection 2, for a person convicted of
30 a Class A, B or C crime under chapter 11 who has 2 or more other
32 convictions of any Class A, B or C crime under chapter 11 or a
34 comparable offense in another jurisdiction, the term of
36 imprisonment must be for 15 years if the person is not placed on
38 probation for the life of the person pursuant to section 1202,
40 subsection 1-B. If the person is placed on probation for the
life of the person pursuant to section 1202, subsection 1-B, the
person may be sentenced to a term of imprisonment of up to 15
years.

30 SUMMARY

32 This bill requires that a person convicted of a Class A, B
34 or C sex offense who has 2 or more other convictions of any Class
36 A, B or C sex offense or a comparable offense in another
38 jurisdiction must be placed on probation for life or sentenced to
40 a term of imprisonment of 15 years. If the person is placed on
probation for life, the person may be sentenced to a term of
imprisonment up to 15 years. If the person is sentenced to a
term of imprisonment of 15 years, the person may be placed on any
period of probation up to life.