

# MAINE STATE LEGISLATURE

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File 2

L.D. 2672

DATE: 4-7-00

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CRIMINAL JUSTICE

MINORITY

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
119TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "4" to H.P. 1926, L.D. 2672, Bill, "An Act to Amend the Unlawful Sexual Contact Penalties"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 17-A MRSA §255, sub-§2, as amended by PL 1997, c. 460, §4, is repealed and the following enacted in its place:

2. Unlawful sexual contact is:

A. A Class C crime if a person violates subsection 1, paragraph C, G or H, for which the court shall impose a sentencing alternative involving a term of imprisonment of 5 years, none of which may be suspended;

B. A Class D crime if a person violates subsection 1, paragraph A, B, D, E, F or I; and

C. A Class E crime if a person violates subsection 1, paragraph J.'

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

'FISCAL NOTE

This bill will increase the term of imprisonment for persons convicted of certain Class C crimes. The additional cost to the

state correctional facilities is estimated to be \$76.49 per day per prisoner.'

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**SUMMARY**

The amendment replaces the bill and is the minority report of the Joint Standing Committee on Criminal Justice. The amendment creates a mandatory sentencing alternative of 5 years of imprisonment, of which none may be suspended, for a violation of the unlawful sexual contact statute if: the victim, who is not the actor's spouse, has not in fact attained the age of 14 years of age and the actor is at least 3 years older; the victim has not in fact attained 18 years of age and the actor is a parent, guardian or person responsible for the long-term care of that other person; or the victim submits as a result of compulsion. The amendment also adds a fiscal note.