



## **120th MAINE LEGISLATURE**

## FIRST REGULAR SESSION-2001

Legislative Document

No. 749

H.P. 594

House of Representatives, February 13, 2001

An Act to Prohibit Cyberstalking.

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

Millient M. Mac Jailand

MILLICENT M. MacFARLAND, Clerk

Presented by Representative LEMOINE of Old Orchard Beach. Cosponsored by Senator McALEVEY of York and Representatives: LaVERDIERE of Wilton, MITCHELL of Vassalboro, O'BRIEN of Lewiston, SULLIVAN of Biddeford, Senators: PENDLETON of Cumberland, RAND of Cumberland.

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

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Sec. 1. 17-A MRSA §210-A, sub-§2, ¶A, as enacted by PL 1995, c. 668, §3, is amended to read:

"Course of conduct" means repeatedly maintaining a 6 Α. visual or physical proximity to a person or repeatedly 8 conveying oral or written threats, threats implied by conduct or a combination of threats and conduct directed at 10 or toward a person. "Course of conduct" also means, with intent to harass, annoy or alarm another person, 12 communicating or causing a communication to be initiated by mechanical or electronic means or otherwise with that person, anonymously or otherwise, by telephone, telegraph, 14 mail or any other form of written communication. For purposes of this section, "course of conduct" also includes, 16 but is not limited to, gaining unauthorized access to 18 personal, medical, financial or other identifying information, including access by computer network, mail, 20 telephone or written communication. "Course of conduct" does not include activity protected by the Constitution of 22 Maine, the United States Constitution or by state or federal statute.

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## **SUMMARY**

28 This bill amends the crime of stalking to include communicating by electronic means with a person with the intent 30 to harass, annoy or alarm that person.