

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 1030

H.P. 786

House of Representatives, February 20, 2001

An Act to Strengthen the Sex Offender Laws.

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

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Representative MICHAEL of Auburn.

Cosponsored by Representatives: BOWLES of Sanford, BRUNO of Raymond, CRESSEY of Baldwin, MacDOUGALL of North Berwick, MENDROS of Lewiston, MURPHY of Berwick, TARAZEWICH of Waterboro.

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

2 **Sec. 1. 17-A MRSA §254, sub-§3**, as amended by PL 1997, c. 460,
4 §§2 and 3, is repealed and the following enacted in its place:

6 3. Sexual abuse of a minor is a Class C crime.

8 **Sec. 2. 17-A MRSA §256, sub-§2**, as enacted by PL 1995, c. 72,
10 §1, is amended to read:

12 2. Visual sexual aggression against a child is a Class D C
14 crime.

16 **Sec. 3. 17-A MRSA §258, sub-§3**, as enacted by PL 1997, c. 143,
18 §1, is amended to read:

20 3. Sexual misconduct with a child under 14 years of age is
22 a Class D C crime.

24 **Sec. 4. 17-A MRSA §259, sub-§3**, as enacted by PL 1999, c. 349,
26 §3, is amended to read:

28 3. Solicitation of a child by a computer to commit a
30 prohibited act is a Class D C crime.

32 **Sec. 5. 17-A MRSA §1152, sub-§2-C**, as enacted by PL 1995, c.
34 680, §4, is amended to read:

36 2-C. As part of a sentence, the court shall order every
38 natural person who is a convicted sex offender or sexually
40 violent predator, as defined under Title 34-A, section ~~11103~~
42 11203, to satisfy all requirements set forth in the Sex Offender
44 Registration and Notification Act of 1999. As a condition of
46 probation or supervised release as described in chapter 50, the
48 court shall order that a sex offender or sexually violent
 predator may not reside within one mile of a public or private
 elementary school or the real property comprising a day-care
 center licensed pursuant to Title 22, section 8301-A.

40 **Sec. 6. 17-A MRSA §1252, sub-§9** is enacted to read:

42 9. All offenses under chapter 11 in which the victim is
44 under 14 years of age at the time of the offense are Class A, B
46 or C crimes and must be charged and sentenced as Class A, B or C
48 crimes. For Class A, B and C crimes under chapter 11 committed
 against persons under 14 years of age, the court may not suspend
 any part of the term of imprisonment sentenced.

