

# MAINE STATE LEGISLATURE

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# 121st MAINE LEGISLATURE

## FIRST REGULAR SESSION-2003

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Legislative Document

No. 884

H.P. 661

House of Representatives, February 20, 2003

**An Act To Expand the Definition of "Juvenile Crime" To Include the Offenses of Possession and Use of Drug Paraphernalia, Illegal Transportation of Alcohol by a Minor and Transportation of Illegal Drugs by a Minor**

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

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative NORBERT of Portland.  
Cosponsored by Senator PENDLETON of Cumberland and  
Representatives: BLANCHETTE of Bangor, BUNKER of Kossuth Township, CLOUGH of  
Scarborough, GERZOFKY of Brunswick.

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

4 **Sec. 1. 15 MRSA §3103, sub-§1, ¶B**, as amended by IB 1999, c.  
5 1, §1, is repealed and the following enacted in its place:

6 B. Offenses involving illegal drugs or drug paraphernalia  
7 as follows:

8  
9 (1) The possession of a useable amount of marijuana,  
10 as provided in Title 22, section 2383, unless the  
11 juvenile is authorized to possess marijuana for medical  
12 use pursuant to Title 22, section 2383-B, subsection 5;

13 (2) The use or possession of drug paraphernalia as  
14 provided in Title 17-A, section 1111-A, subsection 4,  
15 paragraphs A and B; and

16 (3) Illegal transportation of drugs by a minor as  
17 provided in Title 22, section 2389, subsection 2;

18  
19 **Sec. 2. 15 MRSA §3103, sub-§1, ¶C**, as amended by PL 1999, c.  
20 413, §1, is further amended to read:

21  
22 C. Offenses involving intoxicating liquor, as provided in  
23 Title 28-A, ~~section~~ sections 2051 and 2052 and offenses  
24 involving refusal to provide proper identification as  
25 provided in Title 28-A, section 2087;

26  
27 **Sec. 3. 15 MRSA §3103, sub-§1, ¶F**, as amended by PL 1997 c.  
28 462, §3, is further amended to read:

29 F. The criminal violation of operating a motor vehicle  
30 under the influence of intoxicating liquor or drugs or with  
31 an excessive blood-alcohol level, as defined in Title 29-A,  
32 section 2411, and offenses defined in Title 29-A as Class B  
33 or C crimes; and

34  
35 **Sec. 4. 15 MRSA §3103, sub-§1, ¶G**, as enacted by PL 1997, c.  
36 462, §4, is amended to read:

37 G. A violation of section 393, subsection 1-A; and

38  
39 **Sec. 5. 15 MRSA §3103, sub-§1, ¶H** is enacted to read:

40  
41 H. Violation of a condition of release imposed pursuant to  
42 section 3203-A, subsection 4, paragraph B.

43  
44 **Sec. 6. 15 MRSA §3103, sub-§2**, as amended by PL 1997, c. 752,  
45 §6, is further amended to read:

