

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 703

H.P. 498

House of Representatives, February 10, 2005

An Act To Clarify the Offense of Burglary of a Motor Vehicle

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative MILLS of Farmington.
Cosponsored by Representatives: BLANCHETTE of Bangor, GERZOFSKY of Brunswick,
Senator: NUTTING of Androscoggin.

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

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Sec. 1. 17-A MRSA §405, sub-§1, ¶A, as enacted by PL 2003, c. 711, Pt. A, §4, is amended to read:

A. The person enters a motor vehicle, knowing that the person is not licensed or privileged to do so, with the intent to commit a crime therein. Violation of this paragraph is a Class D crime ~~+~~_{-e}.

Sec. 2. 17-A MRSA §405, sub-§1, ¶B, as enacted by PL 2003, c. 711, Pt. A, §4, is repealed.

Sec. 3. 17-A MRSA §405, sub-§2-A, as enacted by PL 2003, c. 711, Pt. A, §4, is repealed.

SUMMARY

Currently, the law differentiates between entry of an unlocked motor vehicle with the intent to commit a crime therein, a Class D crime, and forcible entry of a motor vehicle with the intent to commit a crime therein, a Class C crime.

This bill removes that distinction and provides that unlawful entry of a motor vehicle is a Class D crime, regardless of the manner of entry.