

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 191

H.P. 162

House of Representatives, January 16, 2007

An Act To Prevent Certain Sex Offenders from Having Contact with Persons less than 14 Years of Age

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative CROCKETT of Augusta.
Cosponsored by Senator COURTNEY of York and
Representatives: FLOOD of Winthrop, HANLEY of Gardiner, McDONOUGH of
Scarborough, ROBINSON of Raymond, SILSBY of Augusta, SIMPSON of Auburn,
TIBBETTS of Columbia, Senator: BRYANT of Oxford.

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

2 **Sec. 1. 17-A MRSA §261** is enacted to read:

3 **§261. Prohibited contact with a minor**

4 1. A person is guilty of prohibited contact with a minor if that person is convicted of
5 an offense under this chapter or chapter 12 against another person who has not in fact
6 attained 12 years of age and that person intentionally or knowingly has any direct or
7 indirect unsupervised contact with another person who has not in fact attained 14 years of
8 age. Violation of this section is a Class D crime.

9 2. It is an affirmative defense to prosecution under this section that the parent, foster
10 parent, guardian or other similar person responsible for the person who had not in fact
11 attained 14 years of age granted the defendant permission to initiate, have or continue
12 direct or indirect unsupervised contact.

13 **SUMMARY**

14 This bill creates a new Class D crime of prohibited contact with a minor. A person is
15 guilty of prohibited contact with a minor if that person is convicted of an offense under
16 the Maine Revised Statutes, Title 17-A, chapter 11 or chapter 12 against another person
17 who has not in fact attained 12 years of age and that person intentionally or knowingly
18 has any direct or indirect unsupervised contact with another person who has not in fact
19 attained 14 years of age. It is an affirmative defense to prosecution that the parent, foster
20 parent, guardian or other similar person responsible for the person who had not in fact
21 attained 14 years of age granted the defendant permission to initiate any unsupervised
22 contact.