

MAINE STATE LEGISLATURE

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2 Date: 5/31/17

3 JUDICIARY

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5 STATE OF MAINE
6 HOUSE OF REPRESENTATIVES
7 123RD LEGISLATURE
8 FIRST REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to H.P. 849, L.D. 1156, Bill, "An Act To
10 Protect Owners and Occupiers of Homes from Civil Liability "

11 Amend the bill by striking out all of section 1 and inserting the following:

12 'Sec. 1. 14 MRSA §171 is enacted to read:

13 **§171. Defense of premises**

14 It is a defense to a civil claim resulting from the use of force that the person was or
15 would have been justified in using such force under Title 17-A, section 104.'

16 SUMMARY

17 This amendment replaces the bill. The Maine Criminal Code provides for a defense
18 of premises justification for the use of different degrees of force in specific
19 circumstances. This amendment provides for a defense of premises defense in a civil
20 action if the person used the degree of force that is justified in the specific circumstances
21 under the Maine Criminal Code.