

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1290

H.P. 908

House of Representatives, March 9, 2007

An Act To Enhance Enforcement of Public Health Measures

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.
Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative MILLER of Somerville.

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

2 **Sec. 1. 17-A MRSA §15, sub-§1, ¶A**, as amended by PL 2003, c. 102, §1, is
3 further amended to read:

4 A. ~~Any~~ A person who the officer has probable cause to believe has committed or is
5 committing:

6 (1) Murder;

7 (2) Any Class A, Class B or Class C crime;

8 (3) Assault while hunting;

9 (4) Any offense defined in chapter 45;

10 (5) Assault, criminal threatening, terrorizing or stalking, if the officer
11 reasonably believes that the person may cause injury to others unless
12 immediately arrested;

13 (5-A) Assault, criminal threatening, terrorizing, stalking, criminal mischief,
14 obstructing the report of a crime or injury or reckless conduct if the officer
15 reasonably believes that the person and the victim are family or household
16 members, as defined in Title 19-A, section 4002, subsection 4;

17 (6) Theft as defined in section 357, when the value of the services is \$1,000 or
18 less if the officer reasonably believes that the person will not be apprehended
19 unless immediately arrested;

20 (7) Forgery, if the officer reasonably believes that the person will not be
21 apprehended unless immediately arrested;

22 (8) Negotiating a worthless instrument if the officer reasonably believes that the
23 person will not be apprehended unless immediately arrested;

24 (9) A violation of a condition of probation when requested by a probation
25 officer or juvenile community corrections officer;

26 (10) Violation of a condition of release in violation of Title 15, section 1026,
27 subsection 3; Title 15, section 1027, subsection 3; Title 15, section 1051,
28 subsection 2; and Title 15, section 1092;

29 (11) Theft involving a detention under Title 17, section 3521;

30 (12) Harassment, as set forth in section 506-A;

31 (13) Violation of a protection order, as specified in Title 5, section 4659,
32 subsection 2; Title 15, section 321, subsection 6; former Title 19, section 769,
33 subsection 2; former Title 19, section 770, subsection 5; Title 19-A, section 4011,
34 subsection 3; and Title 19-A, section 4012, subsection 5; ~~or~~

35 (14) A violation of a sex offender registration provision under Title 34-A,
36 chapter 15; ~~and~~ or

37 (15) Violation of a public health measure or prescribed care order as set forth in
38 section 517; and

1 committing or has committed a violation of a public health measure or prescribed care
2 order.