

MAINE STATE LEGISLATURE

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L.D. 1512

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Date: 6-14-07

(Filing No. H-590)

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STATE OF MAINE

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HOUSE OF REPRESENTATIVES

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123RD LEGISLATURE

7

FIRST REGULAR SESSION

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HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 535,
L.D. 1512, Bill, "An Act To Change the Statute of Limitations for Gross Sexual Assault
by a Juvenile"

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Amend the amendment by striking out the 3rd and 4th indented paragraphs after the
title (page 1, lines 15 to 17 in amendment)

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Amend the amendment by striking out all of section 3 and inserting the following:

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'Amend the bill by striking out all of section 2 and inserting the following:

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'**Sec. 2. 15 MRSA §3105-A, sub-§2, ¶A-1** is enacted to read:

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A-1. A prosecution for the juvenile crime, if the victim had not attained 16 years of
age at the time of the crime, of unlawful sexual contact under Title 17-A, section
255-A, except for Title 17-A, section 255-A, subsection 1, paragraph A, or gross
sexual assault under Title 17-A, section 253 must be commenced within 10 years
after it is committed.

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Sec. 3. Application. This Act applies to the following juvenile crimes in which
the victim had not attained 16 years of age at the time of the crime:

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1. The juvenile crimes of unlawful sexual contact, except as provided in the Maine
Revised Statutes, Title 17-A, section 255-A, subsection 1, paragraph A, and gross sexual
assault committed on or after the effective date of this Act; and

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2. The juvenile crimes of unlawful sexual contact, except as provided in the Maine
Revised Statutes, Title 17-A, section 255-A, subsection 1, paragraph A, and gross sexual
assault for which the prosecution has not yet been barred by the previous statute of
limitations in force on the effective date of this Act.' '

R. 0. 6.

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 535, L.D. 1512

SUMMARY

This amendment changes the statute of limitations to 10 years, as done in Committee Amendment "A," but restricts the application to unlawful sexual contact that included penetration and gross sexual assault.

FISCAL NOTE REQUIRED

(See attached)

SPONSORED BY:

(Representative GERZOFSKY)

TOWN: Brunswick



Revised: 06/11/07 *MAC*

123rd MAINE LEGISLATURE

LD 1512

LR 1088(04)

An Act To Change the Statute of Limitations for Gross Sexual Assault by a Juvenile

Fiscal Note for House Amendment "*A*" to Committee Amendment "A"

Sponsor: Rep. Gerzofsky of Brunswick

Fiscal Note Required: Yes

Fiscal Note

Current biennium savings - General Fund

Correctional and Judicial Impact Statements

Restiction in extension of statute of limitations may slightly decrease number of cases eligible in committee amendment to be brought forward.

May reduce the number of offenders incarcerated.