

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)

Date: 06-05-07

(Filing No. S-203)

CRIMINAL JUSTICE AND PUBLIC SAFETY

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE

SENATE

123RD LEGISLATURE

FIRST REGULAR SESSION

Majority

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"

Amend the bill in section 1 in paragraph A in the first line (page 1, line 4 in L.D.) by striking out the following: "which" and inserting the following: 'which that'

Amend the bill in section 1 in paragraph A in the 2nd line (page 1, line 5 in L.D.) by striking out the following: "crime, shall" and inserting the following: 'crime, shall'

Amend the bill in section 2 in paragraph A-1 in the last line (page 1, line 11 in L.D.) by striking out the following: "12" and inserting the following: '10'

Amend the bill by inserting after section 2 the following:

'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:

1. The juvenile crimes of unlawful sexual contact and gross sexual assault committed on or after the effective date of this Act; and

2. The juvenile crimes of unlawful sexual contact 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.'

SUMMARY

This amendment is the majority report of the committee. The amendment extends the statute of limitations to 10 instead of 12 years as proposed in the bill when the victim was under 16 years of age, the juvenile crime was unlawful sexual contact or gross sexual assault and the accused juvenile was under 16 years of age at the time of the crime, regardless if DNA evidence is available.

The amendment also adds an application section to specify that this change in the statute of limitations applies only to juvenile crimes committed on or after the effective

COMMITTEE AMENDMENT

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

- 1 date of the bill and to juvenile crimes for which the prosecution has not yet been barred
- 2 by the previous statute of limitations in force on the effective date of the bill.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



123rd MAINE LEGISLATURE

LD 1512

LR 1088(02)

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

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

Fiscal Note

Current biennium cost increase - General Fund

Correctional and Judicial Impact Statements

Extends the statute of limitation from 6 years to 10 years for gross sexual assault by a juvenile.

Will result in additional juvenile Class A, B or C crimes and increased correctional and judicial costs.