

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

SECOND REGULAR SESSION-2008

Legislative Document

No. 2079

H.P. 1465

House of Representatives, December 27, 2007

An Act To Strengthen the Crime of Visual Sexual Aggression against a Child

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative HILL of York.
Cosponsored by Senator DIAMOND of Cumberland and
Representatives: FAIRCLOTH of Bangor, GERZOFSKY of Brunswick, HANLEY of
Gardiner, HASKELL of Portland.

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

2 **Sec. 1. 17-A MRSA §256, sub-§1, ¶A**, as amended by PL 2005, c. 655, §1, is
3 further amended to read:

4 A. For the purpose of arousing or gratifying sexual desire or for the purpose of
5 causing affront or alarm, the actor, having in fact attained 18 years of age, in a public
6 or private place, exposes the actor's genitals to another person or causes the other
7 person to expose that person's genitals to the actor and the other person, not the
8 actor's spouse, has not in fact attained 14 years of age. Violation of this paragraph is
9 a Class D crime;

10 **Sec. 2. 17-A MRSA §256, sub-§1, ¶B**, as amended by PL 2005, c. 655, §1, is
11 further amended to read:

12 B. For the purpose of arousing or gratifying sexual desire, the actor, having in fact
13 attained 18 years of age, in a public or private place, exposes the actor's genitals to
14 another person or causes the other person to expose that person's genitals to the actor
15 and the other person, not the actor's spouse, has not in fact attained 12 years of age.
16 Violation of this paragraph is a Class C crime;

17 **SUMMARY**

18 This bill amends the crime of visual sexual aggression against a child to clarify that
19 the crime applies when the exposure occurs in either a public or private place.