

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1595

H.P. 1201

House of Representatives, December 5, 2011

**An Act To Impose a Penalty for Making False Claims Regarding
Affiliation with a Federally Recognized Tribe**

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

Received by the Clerk of the House on December 1, 2011. Referred to the Committee on Judiciary pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative SOCTOMAH of the Passamaquoddy Tribe.

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

2 **Sec. 1. 17-A MRSA §909** is enacted to read:

3 **§909. Fraudulent claim of affiliation with a federally recognized tribe**

4 **1. A person is guilty of fraudulent claim of affiliation with a federally recognized**
5 **tribe if the person:**

6 **A. Knowingly claims falsely to be affiliated with a federally recognized tribe;**

7 **B. Has the intent to obtain by making the claim under paragraph A something of**
8 **value to which the person is not entitled; and**

9 **C. Obtains by making the claim under paragraph A something of value to which the**
10 **person is not entitled.**

11 **2. Fraudulent claim of affiliation with a federally recognized tribe is a Class E crime.**

12 **SUMMARY**

13 This bill creates the crime of fraudulent claim of affiliation with a federally
14 recognized tribe for when a person knowingly claims falsely to be affiliated with a
15 federally recognized tribe with the intent to obtain, and does obtain, something of value to
16 which the person is not entitled.