

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 electronic originals
(may include minor formatting differences from printed original)



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 660

H.P. 452

House of Representatives, February 26, 2013

An Act To Enhance Self-defense by Removing Restrictions on the Carrying and Use of Weapons

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative LIBBY of Waterboro.
Cosponsored by Senator SHERMAN of Aroostook and
Representatives: CRAFTS of Lisbon, DAVIS of Sangerville, DUNPHY of Embden,
JOHNSON of Eddington, McCLELLAN of Raymond, SIROCKI of Scarborough,
TIMBERLAKE of Turner, WOOD of Sabattus.

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

2 **Sec. 1. 12 MRSA §11212, sub-§1**, as amended by PL 2005, c. 477, §9, is further
3 amended to read:

4 **1. Prohibition.** The following provisions apply to shooting from a motor vehicle or
5 motorboat ~~or possessing a loaded firearm or a crossbow in a motor vehicle.~~

6 A. A person may not shoot while in or on a motor vehicle or motorboat or while in
7 or on a trailer or other type of vehicle being hauled by a motor vehicle except:

8 (1) A person may hunt migratory waterfowl from a motorboat in accordance
9 with federal regulations;

10 (2) Paraplegics and single or double amputees of the legs may shoot from motor
11 vehicles that are not in motion; ~~and~~

12 (3) A person may shoot from a motorboat if that boat is not being propelled by
13 its motor-; and

14 (4) A person may shoot from a motor vehicle or motorboat in defense of life or
15 property.

16 ~~B. A person may not, while in or on a motor vehicle or in or on a trailer or other~~
17 ~~type of vehicle being hauled by a motor vehicle, have a cocked and armed crossbow~~
18 ~~or a firearm with a cartridge or shell in the chamber or in an attached magazine, clip~~
19 ~~or cylinder or a muzzle loading firearm charged with powder, lead and a primed~~
20 ~~ignition device or mechanism, except that a person who has a valid Maine permit to~~
21 ~~carry a concealed weapon may have in or on a motor vehicle or trailer a loaded pistol~~
22 ~~or revolver covered by that permit.~~

23 C. A person may not possess a wild animal or wild bird taken in violation of
24 paragraph A ~~or B~~, except as otherwise provided in this Part.

25 **Sec. 2. 25 MRSA §2001-A**, as amended by PL 2011, c. 691, Pt. A, §24, is
26 repealed.

27 **Sec. 3. 25 MRSA §2001-B** is enacted to read:

28 **§2001-B. Threatening display of dangerous weapon**

29 A person may not, unless excepted by a provision of law, display in a threatening
30 manner a firearm, slungshot, knuckles, bowie knife, dirk, stiletto or other dangerous or
31 deadly weapon usually employed in the attack on or defense of a person.

32 **Sec. 4. 25 MRSA §2004, sub-§2**, as enacted by PL 2003, c. 452, Pt. N, §3 and
33 affected by Pt. X, §2, is amended to read:

34 **2. Display of dangerous weapon.** A person who violates section ~~2001-A~~ 2001-B
35 commits a Class D crime.

