

MAINE STATE LEGISLATURE

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Date: 3/18/14

Majority

L.D. 1764
(Filing No. H-698)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
126TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1266, L.D. 1764, Bill, "An Act To Implement Certain Recommendations of the Criminal Law Advisory Commission Relative to the Maine Bail Code, the Maine Juvenile Code and the Maine Criminal Code and Related Statutes"

Amend the bill in section 1 in subsection 1 in the 2nd blocked paragraph from the end in the last 3 lines (page 2, lines 18 to 20 in L.D.) by striking out all of the underlined sentence.

Amend the bill in section 1 in subsection 1 by inserting before the last blocked paragraph the following:

'In the case of a deferred disposition, unless the person is alleged to have committed one or more of the offenses listed in section 1023, subsection 4, paragraph B-1, a person is deemed to have been convicted when the court imposes the sentence. In the case of a deferred disposition for a person alleged to have committed one or more of the offenses listed in section 1023, subsection 4, paragraph B-1, that person may not possess a firearm beginning at the start of the deferred disposition period.'

SUMMARY

This amendment is the majority report and amends the provision of the bill regarding the prohibition on the possession of firearms by certain persons in cases involving a deferred disposition. The bill provides that in cases of deferred disposition, a person is deemed to have been convicted when the court imposes the sentence. This amendment provides that in cases involving certain crimes, including domestic violence crimes, the person is prohibited from possessing a firearm when the deferred disposition period begins and not at the point when the sentence is imposed.

COMMITTEE AMENDMENT