

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 18

H.P. 19

House of Representatives, January 10, 2017

An Act To Make Exposing a Law Enforcement Officer to a Disorienting Substance a Crime

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

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative O'CONNOR of Berwick.
Cosponsored by Senator DAVIS of Piscataquis and
Representatives: GERRISH of Lebanon, HARRINGTON of Sanford, HARVELL of
Farmington, ORDWAY of Standish, THERIAULT of China, Senators: COLLINS of York,
CYRWAY of Kennebec.

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

2 **Sec. 1. 17-A MRSA §752-F** is enacted to read:

3 **§752-F. Assault on a law enforcement officer through unlawful exposure**

4 **1. A person is guilty of assault on a law enforcement officer through unlawful**
5 **exposure if that person:**

6 **A. Intentionally, knowingly or recklessly exposes a law enforcement officer to any**
7 **substance in a manner that could temporarily disable, disorient, impair the sight of or**
8 **impair the breathing of the law enforcement officer. Violation of this paragraph is a**
9 **Class D crime; or**

10 **B. Intentionally, knowingly or recklessly exposes a law enforcement officer to any**
11 **substance in a manner that could temporarily disable, disorient, impair the sight of or**
12 **impair the breathing of the law enforcement officer and that exposure could cause**
13 **serious bodily injury or death to the law enforcement officer. Violation of this**
14 **paragraph is a Class C crime.**

15 **SUMMARY**

16 This bill creates the crime of assault on a law enforcement officer through unlawful
17 exposure. A person commits a Class D crime if the person intentionally, knowingly or
18 recklessly exposes a law enforcement officer to any substance in a manner that could
19 temporarily disable, disorient, impair the sight of or impair the breathing of the law
20 enforcement officer; a person commits a Class C crime if the exposure could cause
21 serious bodily injury or death to the law enforcement officer.