

# MAINE STATE LEGISLATURE

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BMC  
ROFS

L.D. 250

Date: 5/18/17 Majority (Filing No. H- 220)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
128TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 183, L.D. 250, Bill, "An Act To Increase the Penalty for Aggravated Sex Trafficking"

Amend the bill by striking out the title and substituting the following:

'An Act Regarding the Penalties for Sex Trafficking and Aggravated Sex Trafficking'

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 17-A MRSA §852, sub-§1, as amended by PL 2013, c. 407, §2, is further amended to read:

1. A person is guilty of aggravated sex trafficking if the person knowingly:

A. Promotes prostitution by compelling a person to enter into, engage in or remain in prostitution. Violation of this paragraph is a Class B crime;

B. Promotes prostitution of a person less than 18 years old by compelling that person to enter into, engage in or remain in prostitution. Violation of this paragraph is a Class A crime; or

C. Promotes prostitution of a person who suffers from a mental disability that is reasonably apparent or known to the actor and that in fact renders the other person substantially incapable of appraising the nature of the conduct involved. Violation of this paragraph is a Class B crime.

Sec. 2. 17-A MRSA §852, sub-§3, as amended by PL 2013, c. 407, §2, is repealed.

Sec. 3. 17-A MRSA §853, sub-§1, ¶A, as enacted by PL 2013, c. 407, §3, is amended to read:

A. The person knowingly promotes prostitution and the person who is trafficked is 18 years of age or older. Violation of this paragraph is a Class D crime; ~~or~~

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**Sec. 4. 17-A MRSA §853, sub-§1, ¶A-1** is enacted to read:

A-1. The person knowingly promotes prostitution and the person who is trafficked is less than 18 years of age. Violation of this paragraph is a Class C crime; or'

**SUMMARY**

This amendment is the majority report of the committee. The amendment replaces the bill and changes the title to read, An Act Regarding the Penalties for Sex Trafficking and Aggravated Sex Trafficking. The amendment increases the penalty for the crime of sex trafficking if the person who is trafficked is less than 18 years of age to a Class C crime. The amendment increases the penalty for the crime of aggravated sex trafficking if the person who is trafficked is less than 18 years of age from a Class B crime to a Class A crime if the actor compels the minor to enter into, engage in or remain in prostitution.

**FISCAL NOTE REQUIRED**

**(See attached)**



# 128th MAINE LEGISLATURE

LD 250

LR 576(02)

An Act To Increase the Penalty for Aggravated Sex Trafficking

Fiscal Note for Bill as Amended by Committee Amendment *A(H-220)*

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

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## Fiscal Note

Current biennium cost increase - General Fund

Minor revenue increase - General Fund

### Correctional and Judicial Impact Statements

Increases the class of a crime from Class D to Class C.

Increases the class of a crime from Class B to Class A.

The collection of additional fines may also increase General Fund revenue by minor amounts.