

MAINE STATE LEGISLATURE

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Date: 5/30/2017

(Filing No. S-157)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE

SENATE

128TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 504, L.D. 1458, Bill, "An Act To Amend the Law Relating to the Crime of Hindering Apprehension or Prosecution"

Amend the bill in the emergency preamble in the 2nd paragraph in the 3rd line (page 1, line 5 in L.D.) by inserting after the following: "sex offenders" the following: ', or the terms of deferred disposition, administrative release'

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

'Sec. 1. 17-A MRS §753, sub-§§1-C and 1-D are enacted to read:

1-C. A person is guilty of hindering apprehension or prosecution if the person hinders the apprehension or prosecution of the other person for a violation of administrative release, probation, supervised release for sex offenders or parole by any means described in subsection 1-B, paragraphs A to F with the intent to hinder, prevent or delay discovery, apprehension, prosecution, revocation or punishment for the violation. The sentencing class for hindering apprehension or prosecution of the other person is one class less than the crime for which the other person was originally sentenced, except that if the crime for which the other person was originally sentenced is a Class E crime, hindering apprehension or prosecution is a Class E crime.

1-D. A person is guilty of hindering apprehension or prosecution if the person hinders the apprehension or prosecution of the other person for a violation of deferred disposition by any means described in subsection 1-B, paragraphs A to F with the intent to hinder, prevent or delay discovery, apprehension, prosecution, termination of the period of deferment or punishment for the violation or crime to which the other person originally pled guilty. The sentencing class for hindering apprehension or prosecution of the other person is one class less than the crime for which the other person originally pled guilty, except that if the crime to which the other person originally pled guilty is a Class E crime, hindering apprehension or prosecution is a Class E crime.'

COMMITTEE AMENDMENT

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SUMMARY

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This amendment strikes the bill and creates the new crimes of hindering the apprehension or prosecution of a violator of either administrative release, probation, supervised release for sex offenders or parole or deferred disposition. It also clarifies the class of crime for hindering apprehension or prosecution when the underlying crime is a Class E crime.

FISCAL NOTE REQUIRED
(See attached)



128th MAINE LEGISLATURE

LD 1458

LR 761(02)

An Act To Amend the Law Relating to the Crime of Hindering Apprehension or Prosecution

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-157)
Committee: Criminal Justice and Public Safety
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

Establishes new Class E crimes.

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