

MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 1070

S.P. 338

In Senate, March 11, 2021

**An Act To Make Assault on a Person 50 Years of Age or Older with
a Preexisting Serious Medical Condition a Class C Crime**

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

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator CYRWAY of Kennebec.
Cosponsored by Representative WHITE of Waterville and
Representative: PICKETT of Dixfield.

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

2 **Sec. 1. 17-A MRSA §207, sub-§1**, as repealed and replaced by PL 2001, c. 383,
3 §10 and affected by §156, is amended to read:

4 1. A person is guilty of assault if:

5 A. The person intentionally, knowingly or recklessly causes bodily injury or offensive
6 physical contact to another person. Violation of this paragraph is a Class D crime; ~~or~~

7 B. The person has attained at least 18 years of age and intentionally, knowingly or
8 recklessly causes bodily injury to another person who is less than 6 years of age.
9 Violation of this paragraph is a Class C crime; ~~or~~

10 C. The person intentionally, knowingly or recklessly causes bodily injury to another
11 person who is 50 years of age or older and has a preexisting serious medical condition.
12 For purposes of this paragraph, "serious medical condition" means a condition that
13 materially impairs, or is likely to materially impair, the health of a person. Violation
14 of this paragraph is a Class C crime.

15 **SUMMARY**

16 This bill makes an assault on a person who is 50 years of age or older with a preexisting
17 serious medical condition a Class C crime.