

MAINE STATE LEGISLATURE

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CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1410, L.D. 1903, "An Act To Update Criminal and Related Statutes and Respond to Decisions of the Law Court"

Amend the bill in Part B in section 5 in paragraph D in the 2nd line (page 2, line 40 in L.D.) by inserting after the following: "~~tribe~~" the following: 'this State or'

Amend the bill by striking out all of Part E and inserting the following:

PART E

Sec. E-1. 17-A MRSA §253, sub-§2, ¶M, as amended by PL 2019, c. 438, §2, is further amended to read:

M. The other person has not expressly or impliedly acquiesced to the sexual act and the actor is criminally negligent with regard to whether the other person has acquiesced. Violation of this paragraph is a Class C crime; or

Sec. E-2. 17-A MRSA §255-A, sub-§1, ¶A, as enacted by PL 2001, c. 383, §23 and affected by §156, is amended to read:

A. The other person has not expressly or impliedly acquiesced in the sexual contact and the actor is criminally negligent with regard to whether the other person has acquiesced. Violation of this paragraph is a Class D crime;

Sec. E-3. 17-A MRSA §255-A, sub-§1, ¶B, as enacted by PL 2001, c. 383, §23 and affected by §156, is amended to read:

B. The other person has not expressly or impliedly acquiesced in the sexual contact, the actor is criminally negligent with regard to whether the other person has acquiesced and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

Sec. E-4. 17-A MRSA §260, sub-§1, ¶A, as enacted by PL 2003, c. 138, §5, is amended to read:

