

MAINE STATE LEGISLATURE

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N I N E T Y - F I R S T L E G I S L A T U R E

Legislative Document

No. 18

H. P. 44

House of Representatives, January 16, 1945.

Referred to Committee on Judiciary, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Haskell of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-FIVE

AN ACT Relating to Burglary and Breaking and Entering.

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

Sec. 1. R. S., c. 118, § 8, amended. Section 8 of chapter 118 of the revised statutes is hereby amended to read as follows:

‘Sec. 8. Burglary, definition; penalty. Whoever breaks and enters in the night-time, with intent to commit ~~a felony~~ **any crime**, or, having entered with such intent, breaks, in the night-time, a dwelling-house, any person being then lawfully therein, is guilty of burglary; and whether he is, before or after entering, armed with a dangerous weapon, or whether he assaults any person lawfully therein, or has any confederate present aiding or abetting, or not, in either case, he shall be punished by imprisonment for any term of years; and all burglars’ tools or implements prepared or designed for committing burglary shall be dealt with as provided in section 13 of chapter 126.’

Sec. 2. R. S., c. 118, § 11, amended. Section 11 of chapter 118 of the revised statutes is hereby amended to read as follows:

‘Sec. 11. Breaking and entering with intent to commit a crime; penalty. Whoever, with intent to commit ~~a felony~~ **any crime**, breaks and enters in the daytime, or enters without breaking in the night-time, any

dwelling-house, or breaks and enters any office, bank, shop, store, warehouse, vessel, railroad-car of any kind, or building in which valuable things are kept, any person being lawfully therein and put in fear, shall be punished by imprisonment for not less than 1 year, nor more than 10 years, but if no person was lawfully therein and put in fear, by imprisonment for not more than 5 years, or by a fine of not more than \$500.'