

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

Legislative Document

No. 1100

S. P. 387

In Senate, February 25, 1947

Transmitted by revisor of statutes pursuant to joint order

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

CHESTER T. WINSLOW, Secretary

Presented by Senator Dunbar of Washington.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-SEVEN

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 **or any larceny**, 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 felony or any larceny; penalty. Whoever, with intent to commit a felony **or any larceny**,

breaks and enters in the daytime, or enters without breaking in the nighttime, 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.'