

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)

NEW DRAFT OF S. P. 430, L. D. 781

NINETY-FOURTH LEGISLATURE

Legislative Document

No. 1492

S. P. 661

In Senate, April 14, 1949.

Reported by Senator Ward of Penobscot from the Committee on Judiciary and printed under Joint Rules No. 10.

CHESTER T. WINSLOW, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-NINE

AN ACT Relating to 'Trespass.

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

Sec. 1. R. S., c. 118, § 39-A, additional. Chapter 118 of the revised statutes is hereby amended by adding thereto a new section to be numbered 39-A, to read as follows:

'Sec. 39-A. Trespass on commercial or residential property; penalty. Whoever wilfully enters in and upon any land commercially used, including parking lots, or whoever wilfully enters in and upon residential property, including summer residences and cottages and lands adjacent thereto, after being forbidden to do so by the owner or occupant thereof, either personally or by notice posted conspicuously on the premises, shall be guilty of trespass and shall be punished by a fine of not more than \$100, or by imprisonment for not more than 90 days, or by both such fine and imprisonment.'

Sec. 2. R. S., c. 118, § 33, amended. Section 33 of chapter 118 of the revised statutes is hereby amended to read as follows:

'Sec. 33. Malicious damage to trees, fences, gates, signs or produce; penalty. Whoever wilfully and wantonly or maliciously cuts down, destroys or otherwise injures any shrub or tree for ornament or use; breaks,

injures or defaces any fence; throws down or opens any gates or bars; **knocks down, removes, destroys or defaces signs posted on land or buildings to forbid trespassing;** injures, destroys or severs from the land of another any produce thereof or thing attached thereto, such articles not being his own, shall be punished by a fine of not more than \$100 and by imprisonment for less than 1 year.'