

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1997

CHAPTER 461

H.P. 208 - L.D. 261

An Act to Establish the Crime of Elevated Aggravated Assault

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

Sec. 1. 17-A MRSA §208-B is enacted to read:

§208-B. Elevated aggravated assault

1. A person is guilty of elevated aggravated assault if that person:

A. Intentionally or knowingly causes serious bodily injury to another person with the use of a dangerous weapon; or

B. Engages in conduct that manifests a depraved indifference to the value of human life and that in fact causes serious bodily injury to another person with the use of a dangerous weapon.

2. Elevated aggravated assault is a Class A crime.

See title page for effective date.

CHAPTER 462

H.P. 233 - L.D. 297

An Act to Make Unlawful Possession of Firearms for Nonviolent Juvenile Offenses Either a Crime or a Juvenile Offense Depending upon the Age of the Violator

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

Sec. 1. 15 MRSA §393, sub-§8, as enacted by PL 1977, c. 225, §2, is amended to read:

8. Penalty. A violation of subsection 1 or a violation of subsection 1-A by a person at least 18 years of age is a Class C crime.

Sec. 2. 15 MRSA §3103, sub-§1, ¶E, as amended by PL 1995, c. 679, §15, is further amended to read:

E. Offenses involving hunting or the operation or attempted operation of a watercraft, ATV or snowmobile while under the influence of intoxicating liquor or drugs, as defined in Title 12, section 7406, subsection 3; Title 12, section 7801,

subsection 9; Title 12, section 7827, subsection 9; and Title 12, section 7857, subsection 10, respectively, and offenses involving failing to aid an injured person or to report a hunting accident as defined in Title 12, section 7406, subsection 15; ~~and~~

Sec. 3. 15 MRSA §3103, sub-§1, ¶F, as amended by PL 1995, c. 65, Pt. A, §46 and affected by §153 and Pt. C, §15, is further amended to read:

F. The criminal violation of operating a motor vehicle under the influence of intoxicating liquor or drugs or with an excessive blood-alcohol level, as defined in Title 29-A, section 2411, and offenses defined in Title 29-A as Class B or C crimes; and

Sec. 4. 15 MRSA §3103, sub-§1, ¶G is enacted to read:

G. A violation of section 393, subsection 1-A.

See title page for effective date.

CHAPTER 463

S.P. 64 - L.D. 183

An Act to Require the Department of Inland Fisheries and Wildlife to Provide Transportation Tags with Big Game Hunting Licenses

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

Sec. 1. 12 MRSA §7451, sub-§4, as enacted by PL 1995, c. 455, §26, is amended to read:

4. Bear tags. The commissioner shall prescribe the form and content of a bear tag, ~~except that the commissioner may not~~ and shall produce a bear tag that is part of a big game hunting license issued for calendar year ~~1996 or later 1998~~ and thereafter.

Sec. 2. 12 MRSA §7457, sub-§3, as enacted by PL 1995, c. 455, §31, is amended to read:

3. Deer tags. The commissioner shall prescribe the form and content of a deer tag, ~~except that the commissioner may not~~ and shall produce a deer tag that is part of a big game hunting license issued for calendar year ~~1996 or later 1998~~ and thereafter.

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.