

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act To Prevent Certain Sex Offenders from Having Contact with Persons less than 14 Years of Age

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

Sec. 1. 17-A MRSA §261 is enacted to read:

§ 261. Prohibited contact with a minor

1. A person is guilty of prohibited contact with a minor if that person is convicted of an offense under this chapter or chapter 12 against another person who has not in fact attained 12 years of age and that person intentionally or knowingly has any direct or indirect unsupervised contact with another person who has not in fact attained 14 years of age. Violation of this section is a Class D crime.

2. It is an affirmative defense to prosecution under this section that the parent, foster parent, guardian or other similar person responsible for the person who had not in fact attained 14 years of age granted the defendant permission to initiate, have or continue direct or indirect unsupervised contact.

SUMMARY

This bill creates a new Class D crime of prohibited contact with a minor. A person is guilty of prohibited contact with a minor if that person is convicted of an offense under the Maine Revised Statutes, Title 17-A, chapter 11 or chapter 12 against another person who has not in fact attained 12 years of age and that person intentionally or knowingly has any direct or indirect unsupervised contact with another person who has not in fact attained 14 years of age. It is an affirmative defense to prosecution that the parent, foster parent, guardian or other similar person responsible for the person who had not in fact attained 14 years of age granted the defendant permission to initiate any unsupervised contact.