



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 138

S.P. 57

In Senate, January 19, 2017

An Act To Amend the Laws Governing the Sex Offender Registry

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

A handwritten signature in black ink, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST
Secretary of the Senate

Presented by Senator CYRWAY of Kennebec.
Cosponsored by Representative PARRY of Arundel and
Senators: CHENETTE of York, COLLINS of York, DAVIS of Piscataquis, KATZ of
Kennebec, KEIM of Oxford, MAKER of Washington, MIRAMANT of Knox, Representative:
BRADSTREET of Vassalboro.

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

2 **Sec. 1. 34-A MRSA §11273, sub-§14, ¶A,** as enacted by PL 2011, c. 663, §3, is
3 amended to read:

4 A. Title 17-A, chapter 11 including the following:

5 (1) Title 17-A, section 255-A, subsection 1, paragraph C, regardless of the age of
6 the victim;

7 (2) Title 17-A, section 255-A, subsection 1, paragraph F-2, regardless of the age
8 of the victim;

9 (3) Title 17-A, section 255-A, subsection 1, paragraph G, regardless of the age of
10 the victim;

11 (3-A) Title 17-A, section 255-A, subsection 1, paragraph K, regardless of the age
12 of the victim;

13 (4) Title 17-A, section 255-A, subsection 1, paragraph Q, regardless of the age of
14 the victim;

15 (5) Title 17-A, section 255-A, subsection 1, paragraph W, regardless of the age
16 of the victim; ~~and~~

17 (6) Title 17-A, section 255-A, subsection 1, paragraph X, regardless of the age of
18 the victim; and

19 (7) Title 17-A, section 260, subsection 1, paragraph F, regardless of the age of
20 the victim;

21 **Sec. 2. 34-A MRSA §11273, sub-§15, ¶A,** as amended by PL 2015, c. 280, §10,
22 is further amended to read:

23 A. Title 17-A, chapter 11 including the following:

24 (1) Title 17-A, section 253, subsection 2, paragraph J, regardless of the age of
25 the victim;

26 (1-A) Title 17-A, section 253, subsection 2, paragraph F, regardless of the age of
27 the victim;

28 (2) Title 17-A, section 253, subsection 2, paragraph K, regardless of the age of
29 the victim;

30 (3) Title 17-A, section 253, subsection 2, paragraph L, regardless of the age of
31 the victim;

32 (4) Title 17-A, section 255-A, subsection 1, paragraph J, regardless of the age of
33 the victim;

34 (4-A) Title 17-A, section 255-A, subsection 1, paragraph L, regardless of the age
35 of the victim;

36 (5) Title 17-A, section 255-A, subsection 1, paragraph R-1, regardless of the age
37 of the victim;

1 (6) Title 17-A, section 255-A, subsection 1, paragraph R-2, regardless of the age
2 of the victim; and

3 (7) Title 17-A, section 258, subsection 1-A, if the victim had not attained 12
4 years of age;

5 **SUMMARY**

6 This bill requires a person to register on the registry of sex offenders maintained by
7 the Department of Public Safety, Bureau of State Police, State Bureau of Identification
8 when that person is a teacher, employee or other official having instructional, supervisory
9 or disciplinary authority who is convicted of a Class D or Class C offense of gross sexual
10 assault, unlawful sexual contact or unlawful sexual touching and the victim, regardless of
11 the victim's age, is a student over whom that person has control. Class D sex offenses are
12 considered Tier I offenses, requiring the offender to register for up to 10 years, and Class
13 C sex offenses are considered Tier II offenses, requiring the offender to register for up to
14 25 years.