

STATE OF MAINE

—  
IN THE YEAR OF OUR LORD  
TWO THOUSAND TWENTY-ONE

—  
S.P. 117 - L.D. 803

**An Act Regarding Violation of a Protective Order**

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

**Sec. 1. 19-A MRSA §4011, sub-§1**, as amended by PL 2001, c. 420, §1, is further amended to read:

**1. Crime committed.** Except as provided in subsections 2 ~~and~~, 4 ~~and~~ 5, violation of the following is a Class D crime when the defendant has prior actual notice, which may be notice by means other than service in hand, of the order or agreement:

- A. A temporary, emergency, interim or final protective order, an order of a tribal court of the Passamaquoddy Tribe or the Penobscot Nation or a similar order issued by a court of the United States or of another state, territory, commonwealth or tribe; or
- B. A court-approved consent agreement.

**Sec. 2. 19-A MRSA §4011, sub-§4**, as enacted by PL 2001, c. 420, §2, is amended to read:

**4. Reckless conduct; assault.** A defendant who violates a protective order issued pursuant to section 4007 or an order that is similar to a protective order pursuant to section 4007 issued by a court of the United States or of another state, territory, commonwealth or tribe through conduct that is reckless and that creates a substantial risk of death or serious bodily injury to the plaintiff named in the protective order or who assaults the plaintiff named in the protective order commits a Class C crime.