

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Date: (Filing No. S-)

CRIMINAL JUSTICE AND PUBLIC SAFETY

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE
SENATE
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 474, L.D. 1387, Bill, “An Act Regarding the Threatened Use of Force in the Crime of Robbery”

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 17-A MRSA §651, sub-§1, ¶B, as amended by PL 2001, c. 383, §73 and affected by §156, is further amended to read:

B. The actor threatens to use force against any person present or otherwise intentionally or knowingly places any person present in fear of the imminent use of force with the intent:

- (1) To prevent or overcome resistance to the taking of the property, or to the retention of the property immediately after the taking; or
- (2) To compel the person in control of the property to give it up or to engage in other conduct that aids in the taking or carrying away of the property.

Violation of this paragraph is a Class B crime;'

SUMMARY

This amendment clarifies that the crime of robbery includes the threatened use of force and intentionally or knowingly placing a person present in fear of the imminent use of force. The amendment removes from the bill the use of the concept of intimidation.

COMMITTEE AMENDMENT