



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1387

S.P. 474

In Senate, April 11, 2017

An Act Regarding the Threatened Use of Force in the Crime of Robbery

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

A handwritten signature in cursive script, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST
Secretary of the Senate

Presented by Senator CYRWAY of Kennebec.
Cosponsored by Representative BRADSTREET of Vassalboro and
Senators: COLLINS of York, DAVIS of Piscataquis, KATZ of Kennebec, LIBBY of
Androscoggin, MASON of Androscoggin, President THIBODEAU of Waldo, Representatives:
LONGSTAFF of Waterville, WOOD of Greene.

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

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

4 B. The actor threatens to use force against or intimidates any person present with the
5 intent:

6 (1) To prevent or overcome resistance to the taking of the property, or to the
7 retention of the property immediately after the taking; or

8 (2) To compel the person in control of the property to give it up or to engage in
9 other conduct that aids in the taking or carrying away of the property.

10 For purposes of this paragraph, "intimidates" means directly or indirectly threatens a
11 reasonable person or places a reasonable person in fear. Violation of this paragraph
12 is a Class B crime;

13 **SUMMARY**

14 This bill adds in the language setting out the crime of robbery in the element of
15 threatened use of force the alternative element of intimidation, which the bill defines as
16 direct or indirect threatening or placing in fear.