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**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
128TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 135, L.D. 179, Bill, “An Act To Make Creating a Police Standoff a Class E Crime”

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

**'Sec. 1. 17-A MRSA §517** is enacted to read:

**§517. Creating police standoff**

**1. Creating police standoff.** A person is guilty of creating a police standoff if that person:

- A. Is in fact barricaded as a result of the person's own actions;
- B. Is or claims to be armed with a dangerous weapon;
- C. Is instructed by a law enforcement officer or law enforcement agency, either personally, electronically or in writing, to leave the barricaded location; and
- D. Fails in fact to leave the barricaded location within 1/2 hour of receiving the instruction as described in paragraph C from a law enforcement officer or law enforcement agency.

**2. Class E crime.** Creating a police standoff is a Class E crime.

**Sec. 2. 25 MRSA c. 405,** as amended, is repealed.'

**SUMMARY**

This amendment is the majority report of the committee and replaces the bill. The amendment repeals the civil violation of creating a police standoff that exists in the Maine Revised Statutes, Title 25 and enacts a Class E crime of creating a police standoff in Title 17-A. The amendment provides that a person is guilty of creating a police standoff when the person is barricaded as a result of the person's own actions, including when the person barricades himself or herself in a vehicle, is or claims to be armed with a

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1 dangerous weapon, is instructed by law enforcement to leave the barricaded location and  
2 fails to leave within 1/2 hour. The amendment does not include the provision from the  
3 repealed law that relates to restitution since restitution will be available with regard to the  
4 new Class E crime for economic loss incurred for police costs as an emergency response  
5 under Title 17-A, chapter 54.