

Date:

(Filing No. H-)

JUDICIARY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
132ND LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 732, L.D. 1113, “An Act Regarding Fairness in Sentencing for Persons Under 26 Years of Age”

Amend the bill by striking out the title and substituting the following:

'An Act Regarding Fairness in Sentencing for Persons Based on Age'

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

'Sec. 1. 17-A MRSA §1602, sub-§1, ¶B, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

B. Second, the court shall determine the maximum term of imprisonment to be imposed by considering all other relevant sentencing factors, both aggravating and mitigating, appropriate to the case. Relevant sentencing factors include, but are not limited to, the character of the individual, the age of the individual at the time the conduct forming the basis for the conviction occurred, the individual's criminal history, the effect of the offense on the victim and the protection of the public interest.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment replaces the bill and changes the title. The amendment requires that when sentencing an individual for a Class A, Class B or Class C crime, the court consider the age of the individual at the time the conduct forming the basis for the conviction occurred, in addition to the other sentencing factors considered by the court.