

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND AND FIFTEEN

—
S.P. 377 - L.D. 1074

An Act To Make Damaging a Public Easement with a Motor Vehicle a Class E Crime

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

Sec. 1. 17 MRSA §3853-D, sub-§1, as amended by PL 1995, c. 539, §1, is further amended to read:

1. Damage or destruction to farmland, forest land or public easement. A person who, as a result of operating a motor vehicle on farmland ~~or~~ forest land or a public easement in fact, damages or destroys crops, forest products, personal property or roads on that farmland ~~or~~ forest land or public easement, commits a Class E crime.

Sec. 2. 17 MRSA §3853-D, sub-§2, ¶A-3 is enacted to read:

A-3. "Emergency responder" means a person providing firefighting, rescue or emergency medical services.

Sec. 3. 17 MRSA §3853-D, sub-§2, ¶C is enacted to read:

C. "Public easement" has the same meaning as in Title 23, section 3021, subsection 2.

Sec. 4. 17 MRSA §3853-D, sub-§3, ¶¶C and D, as amended by PL 1995, c. 539, §1, are further amended to read:

C. An agent or employee of a landowner who operates a motor vehicle on farmland or forest land owned by that landowner in the scope of that agent's or employee's agency or employment; ~~or~~

D. A law enforcement officer who, in an emergency and in the scope of that law enforcement officer's employment, operates a motor vehicle on farmland or forest land owned by another: or on a public easement; or

Sec. 5. 17 MRSA §3853-D, sub-§3, ¶E is enacted to read:

E. An emergency responder who, in an emergency and in performing the duties of the emergency responder, operates a motor vehicle on farmland or forest land owned by another or on a public easement.