



STATE OF MAINE  
SEX OFFENDER MANAGEMENT AND RISK  
ASSESSMENT ADVISORY COMMISSION

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May 13, 2025

Re: L.D. 1836 – An Act to Implement the Recommendations of the Sex Offender Management and Risk Assessment Advisory Commission Regarding Tier II Offenses

Senator Beebe-Center, Representative Hasenfus and members of the Joint Standing Committee on Criminal Justice and Public Safety:

I am writing on behalf of the Sex Offender Management and Risk Assessment Advisory Commission, in support of L.D. 1836. L.D. 1836 is a commission bill submitted directly to the legislature pursuant to 34-A M.R.S.A. §11403(3).

The Commission proposed this bill to correct an error in Maine's SORNA of 2013, 34-A M.R.S.A. §§11271-11304. As the law currently stands, a conviction for Unlawful Sexual Contact under 17-A M.R.S.A. 255-A(1)(C), which contains no element of physical penetration, requires registration as a Tier I offender (10 years), regardless of the age of the victim, while a conviction under 17-A M.R.S.A. 255-A(1)(D), which has an added element of physical penetration, only requires registration as a Tier II offender (25 years), if the victim was under 18 years of age. This bill seeks to correct this oversight so that both offenses require the same criteria for registration, i.e. regardless of the age of the victim. The Commission feels that it is logically inconsistent that the registration requirements for a less serious offense (involving no physical penetration) should apply to all victims, where the more serious offense (involving physical penetration) should apply only to cases with victims under 18. This is a straightforward way to correct this error.

For the reasons above, the Commission supports L.D. 1836. The Commission is happy to further assist the committee or the sponsor and can be available for any work session.

Kent Avery  
Chair, Sex Offender Management and Risk Assessment Advisory Commission