

TO: Janet Stocco, Elias Murphy  
FR: Laura Yustak, o/b/o CLAC  
DA: March 22, 2025  
RE: LDs 677, 953, 1109

CLAC members do not have sufficient familiarity with the mechanical workings of firearms, rapid-fire devices and large-capacity magazines to comment in detail on LDs 677, 953, and 1109 or to take a position on these proposals. However, members made several observations regarding drafting/language use in these bills, and are submitting our comments to you as Committee Analysts in lieu of formal testimony.

#### LD 677

The phrase “materially increases the rate of fire” at p. 1, line 25 is vague; members had questions as to how this would be proved beyond a reasonable doubt in a criminal trial.

#### LD 953

We questioned the use of the term “solely” at line 13. Is it the intent of the bill that if the particular part had been designed for any other purpose as well as weapon conversion, OR if it was intended to be used for any other purpose in addition to converting a weapon, it would not come within the definition? In other words, a part designed or intended for more than one purpose would not come within the definition. Does this eliminate anything the proponents of the legislation are seeking to regulate?

We also wondered about the language at line 15, and what circumstances constitute “collected together in one group” – in a container of some sort? In the same room? In the same house or vehicle?

#### LD 1109

On p. 1, line 5, the culpable mental state would more accurately be drafted as “intentionally or knowingly.”

On p. 1, line 5, what is the intent behind use of the word “offers” – offers to do any of the previously listed actions? An offer to perform only one or selected actions? If so, the sentence should be re-drafted to make this clear. Note that an offer to engage in criminal conduct, if accompanied by certain circumstances (conduct constituting a “substantial step,” which is a defined term, and evidence of intent to commit a crime), might give rise to criminal liability under the conspiracy, attempt, or solicitation statutes. 17-A MRS §§ 151-153. Criminalizing a mere “offer,” without more, may raise issues of overbreadth.