

§3103. Juvenile crimes

1. Definition. The term "juvenile crime," as used in this Part, means the following offenses:

A. Conduct that, if committed by an adult, would be defined as criminal by Title 17-A, the Maine Criminal Code, or by any other criminal statute outside that code, including any rule or regulation under a statute, except for those provisions of Titles 12 and 29-A not specifically included in paragraphs E and F; [PL 1995, c. 65, Pt. A, §45 (AMD); PL 1995, c. 65, Pt. A, §153 (AFF); PL 1995, c. 65, Pt. C, §15 (AFF).]

B. Offenses involving illegal drugs or drug paraphernalia as follows:

(1) The possession of a useable amount of marijuana, as provided in Title 22, section 2383, subsection 1-A, unless the juvenile is authorized to possess marijuana for medical use pursuant to Title 22, chapter 558-C;

(2) The use or possession of drug paraphernalia as provided in Title 17-A, section 1111-A, subsection 4-B; and

(3) Illegal transportation of drugs by a minor as provided in Title 22, section 2389, subsection 2; [PL 2017, c. 1, §19 (AMD).]

C. Offenses involving intoxicating liquor, as provided in Title 28-A, sections 2051 and 2052 and offenses involving refusal to provide proper identification as provided in Title 28-A, section 2087; [PL 2003, c. 305, §2 (AMD).]

C-1. [PL 1995, c. 470, §2 (RP).]

D. [PL 2009, c. 93, §2 (RP).]

E. Offenses involving hunting or the operation or attempted operation of a watercraft, ATV or snowmobile while under the influence of intoxicating liquor or drugs, as defined in Title 12, section 10701, subsection 1-A, and offenses involving failing to aid an injured person or to report a hunting accident as defined in Title 12, section 11223; [PL 2015, c. 409, §5 (AMD).]

F. The criminal violation of operating a motor vehicle under the influence of intoxicating liquor or drugs or with an excessive alcohol level, as defined in Title 29-A, section 2411, and offenses defined in Title 29-A as Class B or C crimes; [PL 2009, c. 447, §16 (AMD).]

G. A violation of section 393, subsection 1, paragraph C or section 393, subsection 1-A; and [PL 2003, c. 688, Pt. A, §12 (RPR).]

H. If a juvenile has been convicted of a crime for a violation of a provision of Title 12 or 29-A not specifically included in paragraph E or F, willful refusal to pay a resulting fine or willful violation of the terms of a resulting administrative release or willful failure to comply with the terms of any other resulting court order. [PL 2005, c. 328, §5 (AMD).]

[PL 2017, c. 1, §19 (AMD).]

2. Dispositional powers. All of the dispositional powers of the Juvenile Court provided in section 3314 apply to a juvenile who is adjudicated to have committed a juvenile crime, except that no commitment to a Department of Corrections juvenile correctional facility or period of confinement may be imposed for conduct described in subsection 1, paragraphs B and C.

[PL 2007, c. 96, §1 (AMD).]

SECTION HISTORY

PL 1977, c. 520, §1 (NEW). PL 1977, c. 664, §11 (AMD). PL 1979, c. 663, §116 (AMD). PL 1979, c. 681, §§6,38 (AMD). PL 1981, c. 679, §§2-5 (AMD). PL 1983, c. 818, §2 (AMD). PL 1985, c. 214, §§1,2 (AMD). PL 1987, c. 45, §B3 (AMD). PL 1989, c. 445, §§1,2 (AMD). PL 1989, c. 599, §6 (AMD). PL 1989, c. 741, §2 (AMD). PL 1991, c. 516, §3 (AMD). PL 1995, c.

65, §§A45,46 (AMD). PL 1995, c. 65, §§A153,C15 (AFF). PL 1995, c. 470, §§2-4 (AMD). PL 1995, c. 679, §15 (AMD). PL 1997, c. 462, §§2-4 (AMD). PL 1997, c. 752, §6 (AMD). IB 1999, c. 1, §1 (AMD). PL 1999, c. 413, §1 (AMD). PL 2003, c. 305, §§1-3 (AMD). PL 2003, c. 410, §§5-7 (AMD). PL 2003, c. 414, §B29 (AMD). PL 2003, c. 414, §D7 (AFF). PL 2003, c. 614, §9 (AFF). PL 2003, c. 688, §A12 (AMD). PL 2005, c. 328, §5 (AMD). PL 2007, c. 96, §1 (AMD). RR 2009, c. 2, §34 (COR). PL 2009, c. 93, §2 (AMD). PL 2009, c. 447, §16 (AMD). PL 2011, c. 464, §3 (AMD). PL 2015, c. 409, §5 (AMD). PL 2017, c. 1, §19 (AMD).

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