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CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
SENATE
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 223, L.D. 779, Bill, “An Act To Improve the Definition of "Strangulation" in the Aggravated Assault Laws”

Amend the bill in section 1 in subsection 1 by striking out all of paragraph C (page 1, lines 4 to 10 in L.D.) and inserting the following:

'C. Bodily injury to another under circumstances manifesting extreme indifference to the value of human life. Such circumstances include, but are not limited to, the number, location or nature of the injuries, the manner or method inflicted, the observable physical condition of the victim or the use of strangulation. For the purpose of this paragraph, "strangulation" means ~~the intentional~~ intentionally, knowingly or recklessly impeding of the breathing or circulation of the blood of another person by applying pressure on the person's throat or neck. Violation of this paragraph is a Class B crime.'

SUMMARY

This amendment clarifies that, in order for the act of strangulation to be considered aggravated assault, the actor must intentionally, knowingly or recklessly apply pressure on another person's throat or neck.

COMMITTEE AMENDMENT