Public Law

123rd Legislature

First Regular Session

Chapter 277

S.P. 226 - L.D. 709

An Act To Amend the Accord and Satisfaction Laws To Add Juveniles

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

Sec. 1. 15 MRSA §891, as amended by PL 1999, c. 52, §1, is further amended to read:

§ 891. Dismissal on satisfaction of private injury; discharge of bail

When a person has been admitted to bail or juvenile conditions of release or is committed by a judge, or is indicted or held upon a complaint and warrant for an assault or other Class D or E crime, as defined by Title 17-A, section 4-A, or is the subject of a juvenile petition alleging commission of a crime that, if the juvenile charged were an adult, would be an assault or other Class D or E crime, as defined by Title 17-A, section 4-A, for which the party injured has a remedy by civil action, except aggravated assaults, assaults upon or resistance of a law enforcement officer as defined by Title 17-A in the execution of a law enforcement officer's duty, assaults of those officers, crimes involving family or household members as defined in Title 19-A, chapter 101 and molesting lobster gear pursuant to Title 12, chapter 619, if the injured party appears before the judge or court and in writing acknowledges satisfaction for the injury, the court, on payment of all costs, may stay further proceedings and discharge the defendant. The judge may exonerate the bail and release the obligors, supersede the commitment by written order and exonerate the bail of the witnesses.

This section applies to a juvenile only if the juvenile has not previously been adjudicated of a juvenile crime or has not previously been the subject of a juvenile petition that was disposed of by accord and satisfaction under this section.

Effective September 20, 2007