

§1002. Criminal use of disabling chemicals

1. A person is guilty of criminal use of disabling chemicals if he intentionally sprays or otherwise uses upon any other person chemical mace or any similar substance composed of a mixture of gas and chemicals which has or is designed to have a disabling effect upon human beings.

[PL 1975, c. 499, §1 (NEW).]

2. Criminal use of disabling chemicals is a Class D crime.

[PL 1975, c. 499, §1 (NEW).]

3. This section shall not apply to the use of those disabling chemicals when that use is for the purpose of:

A. Defending a person under section 108; [PL 1979, c. 55 (NEW).]

B. Defending premises under section 104; or [PL 1979, c. 55 (NEW).]

C. Retaking property, preventing that taking or preventing criminal mischief under section 105; [PL 1979, c. 55 (NEW).]

as authorized for the use of nondeadly force.

[PL 1979, c. 55 (RPR).]

SECTION HISTORY

PL 1975, c. 499, §1 (NEW). PL 1979, c. 55 (AMD).

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