

# MAINE STATE LEGISLATURE

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L.D. 1847

DATE: 4-2-04

(Filing No. H-852)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
SECOND SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1373, L.D. 1847, Bill, "An Act To Implement the Recommendations of the Commission To Improve Community Safety and Sex Offender Accountability Regarding Public Notification by Law Enforcement"

Amend the bill by inserting after the title the following:

'Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.'

Further amend the bill by striking out all of section 5.

SUMMARY

Under the bill the Board of Trustees of the Maine Criminal Justice Academy will set minimum standards for a notification policy as authorized by statute, which is consistent with the board's practice. This amendment strikes language that requires the board of trustees to use a model sex offender notification policy developed by the Maine Chiefs of Police Association. In setting minimum policy standards, in accordance with the Maine Revised Statutes, Title 25 the Legislature strongly encourages the board to seek input from the Maine Chiefs of Police Association, sexual assault response teams and sexual assault crisis centers.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT

121st Maine Legislature  
Office of Fiscal and Program Review

LD 1847

An Act To Implement the Recommendations of the Commission To  
Improve Community Safety and Sex Offender Accountability Regarding  
Public Notification by Law Enforcement

LR 2681(02)

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes



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**Fiscal Note**

Exempted - State Mandate

**State Mandate**

**New or Expanded Activity**

The requirement that local law enforcement agencies must develop and adopt certain written policies represents an unfunded state mandate. The cost of developing written policies can not be determined at this time but is expected to be insignificant. Pursuant to the Mandate Preamble, the two-thirds vote of all members elected to each House exempts the State from the constitutional requirement to fund 90% of the additional local costs.

**Unit Affected**

Municipality  
County

**Costs**

Insignificant