

MAINE STATE LEGISLATURE

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129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 134

H.P. 116

House of Representatives, January 17, 2019

An Act Concerning the Composition of the Criminal Law Advisory Commission

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative TUELL of East Machias.
Cosponsored by Representatives: CAMPBELL of Orrington, NADEAU of Winslow,
RECKITT of South Portland.

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

2 **Sec. 1. 17-A MRSA §1352, sub-§1**, as amended by PL 1977, c. 671, §34, is
3 further amended to read:

4 **1.** ~~The commission shall be~~ The Criminal Law Advisory Commission, referred to
5 in this chapter as "the commission," is composed of 9 members to be appointed by the
6 Attorney General. The members ~~shall~~ must be qualified by reason of their experience in
7 the prosecution or defense of criminal cases or by reason of their knowledge of ~~the~~
8 criminal law. At least 2 members ~~shall~~ must be qualified by reason of their knowledge of
9 juvenile law. At least one member must be a law enforcement officer from a state law
10 enforcement agency and at least one member must be a law enforcement officer from a
11 county or municipal law enforcement agency. Members who are officers from a law
12 enforcement agency must have met the training requirements of Title 25, section 2804-C
13 or equivalent training in another state prior to appointment to the commission.

14 **Sec. 2. Transition for appointment of Criminal Law Advisory**
15 **Commission members.** Notwithstanding the Maine Revised Statutes, Title 17-A,
16 section 1352, members of the Criminal Law Advisory Commission appointed by the
17 Attorney General serving on the effective date of this Act continue to serve until the
18 completion of their terms. Their successors are appointed as provided in Title 17-A,
19 section 1352.

20 **SUMMARY**

21 This bill amends the membership of the Criminal Law Advisory Commission to
22 require that at least one member be a law enforcement officer from a state law
23 enforcement agency and at least one member be a law enforcement officer from a county
24 or municipal law enforcement agency.