

# MAINE STATE LEGISLATURE

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**MAJORITY**

L.D. 636

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Date: 6/6/19

(Filing No. S-230)

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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**STATE OF MAINE**

**SENATE**

**129TH LEGISLATURE**

**FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 198, L.D. 636, Bill, "An Act To Require Law Enforcement Officers To Wear Body Cameras"

Amend the bill by striking out the title and substituting the following:

**'Resolve, To Establish the Work Group To Study the Use of Body Cameras by Law Enforcement Officers'**

Amend the bill by striking out everything after the title and inserting the following:

**'Sec. 1. Work Group To Study the Use of Body Cameras by Law Enforcement Officers established. Resolved:** That the Work Group To Study the Use of Body Cameras by Law Enforcement Officers, referred to in this resolve as "the work group," is established.

**Sec. 2. Work group membership. Resolved:** That, notwithstanding Joint Rule 353, the work group consists of 9 members appointed as follows:

1. One member of the Senate appointed by the President of the Senate;
2. Two members of the House of Representatives appointed by the Speaker of the House;
3. The Attorney General or the Attorney General's designee; and
4. Five members appointed by the Attorney General. The 5 members appointed by the Attorney General must include 3 representatives of law enforcement agencies at the local, county and state levels; one representative of a statewide organization that works to further the interests of municipalities; and one representative of a statewide organization that works to ensure the privacy rights of citizens of the State.

**Sec. 3. Chair. Resolved:** That the Attorney General or the Attorney General's designee shall serve as chair of the work group.

**Sec. 4. Appointments; convening of work group. Resolved:** That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative

**COMMITTEE AMENDMENT**

1 Council once all appointments have been completed. After appointment of all members,  
2 the chair shall call and convene the first meeting of the work group. If 30 days or more  
3 after the effective date of this resolve a majority of but not all appointments have been  
4 made, the chair may request authority and the Legislative Council may grant authority for  
5 the work group to meet and conduct its business.

6 **Sec. 5. Notice of meetings. Resolved:** That the Attorney General shall provide  
7 notice of the meetings of the work group to the general public and to the following  
8 organizations: the Maine Prosecutors Association, the Maine Association of Criminal  
9 Defense Lawyers, the Maine Chiefs of Police Association, the Maine Sheriffs'  
10 Association, the Maine State Police, the Maine Association of Police, the Maine Criminal  
11 Justice Academy, the American Civil Liberties Union of Maine, the Immigrant Resource  
12 Center of Maine, the Immigrant Legal Advocacy Project, the Maine Hospital Association,  
13 the Maine Coalition to End Domestic Violence, the National Association for the  
14 Advancement of Colored People, the National Alliance on Mental Illness - Maine, the  
15 Maine Municipal Association, the Maine Coalition Against Sexual Assault and the Maine  
16 Commission on Domestic and Sexual Abuse.

17 **Sec. 6. Duties. Resolved:** That the work group shall study the use of body  
18 cameras by law enforcement officers, review current practices in the State and outside of  
19 the State, review research on the use of body cameras and, before issuing its report  
20 pursuant to section 8, consider the following issues with regard to the use of body  
21 cameras by law enforcement officers on a voluntary basis and on a mandatory basis as  
22 required by law, rule or policy applicable to the law enforcement agency:

- 23 1. Cost and potential revenue sources;
- 24 2. Whether to mandate use and operation or adoption of a policy regarding use and  
25 operation;
- 26 3. Collective bargaining issues;
- 27 4. Ownership, use, storage and chain of custody issues;
- 28 5. Training for officers and supervisors;
- 29 6. Recording sensitive or private situations and circumstances;
- 30 7. Promoting accountability, privacy and transparency;
- 31 8. Providing access to individuals involved in the criminal justice system, the public  
32 and the court;
- 33 9. Meeting the needs of different communities and populations; and
- 34 10. Respect for victims of crime and their families and children.

35 **Sec. 7. Staff assistance. Resolved:** That, notwithstanding Joint Rule 353, the  
36 Legislative Council shall provide necessary staffing services to the work group, except  
37 that Legislative Council staff support is not authorized when the Legislature is in regular  
38 or special session.

39 **Sec. 8. Report. Resolved:** That, no later than March 1, 2020, the work group  
40 shall submit a report that includes its findings and any work group recommendations,

ROFS

COMMITTEE AMENDMENT "A" to S.P. 198, L.D. 636 (S-23e)

1 including suggested legislation, to the Joint Standing Committee on Criminal Justice and  
2 Public Safety.'

3 Amend the bill by relettering or renumbering any nonconsecutive Part letter or  
4 section number to read consecutively.

5 **SUMMARY**

6 This amendment replaces the bill with a resolve establishing the Work Group To  
7 Study the Use of Body Cameras by Law Enforcement Officers, consisting of 9 members  
8 appointed by the President of the Senate, the Speaker of the House and the Attorney  
9 General. The Attorney General or the Attorney General's designee serves as chair. The  
10 Attorney General is required to give notice of meetings of the work group to the general  
11 public and a broad array of organizations. The work group is required to study the use of  
12 body cameras by law enforcement officers, to review current practices in Maine and  
13 outside of Maine, to review research on the use of body cameras and to report by March  
14 1, 2020 with any recommendations to the Joint Standing Committee on Criminal Justice  
15 and Public Safety.

16 **FISCAL NOTE REQUIRED**

17 (See attached)



# 129th MAINE LEGISLATURE

LD 636

LR 1884(02)

## An Act To Require Law Enforcement Officers To Wear Body Cameras

Fiscal Note for Bill as Amended by Committee Amendment "7" (S 230)

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

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### Fiscal Note

#### Legislative Cost/Study

##### Legislative Cost/Study

The general operating expenses of this study are projected to be \$1,960 in fiscal year 2019-20. An estimated \$6,190 is available in each of fiscal years 2019-20 and 2020-21 in the Legislature's proposed budget for legislative studies as well as any balances from prior years for this purpose. Whether these amounts are sufficient to fund all studies will depend on the number of studies authorized by the Legislative Council and the Legislature. The additional costs of providing staffing assistance to the study during the interim can be absorbed utilizing existing budgeted staff resources.

##### Fiscal Detail and Notes

Additional costs to the Office of the Attorney General and the Department of Public Safety associated with participating in the work group can be absorbed within existing budgeted resources.