

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
127<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE  
AND PUBLIC SAFETY**

May 2016

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# STATE OF MAINE

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## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the Second Regular Session of the 127<sup>th</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

*CARRIED OVER*..... carried over to a subsequent session of the Legislature  
*CON RES XXX*..... chapter # of constitutional resolution passed by both houses  
*CONF CMTE UNABLE TO AGREE*..... Committee of Conference unable to agree; legislation died  
*DIED BETWEEN HOUSES*..... House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE*..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT*..... action incomplete when session ended; legislation died  
*EMERGENCY*..... enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or PASSAGE*..... emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT*..... legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*..... sponsor's request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*..... ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX*..... chapter # of enacted public law  
*RESOLVE XXX*..... chapter # of finally passed resolve  
*VETO SUSTAINED*..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 127<sup>th</sup> Legislature is July 29, 2016. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

*Joint Standing Committee on Criminal Justice and Public Safety*

also provides that access to and dissemination of certain private images and any written information describing and directly pertaining to the images contained in court records are governed by rule or administrative order of the Supreme Judicial Court.

Public Law 2015, chapter 410 was enacted as an emergency measure effective March 29, 2016.

**LD 1516 An Act To Clarify the Authority of County Sheriffs To Grant Law Enforcement Powers**

**PUBLIC 419  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GROHMAN M CUSHING A	OTP-AM ONTP	H-529

This bill allows a school resource officer to enforce laws relating to crimes committed on school premises and at other locations where that school's activities are occurring.

**Committee Amendment "A" (H-529)**

This amendment replaces the bill and changes the title. The amendment provides a process by which a trained municipal law enforcement officer may be appointed as a deputy sheriff, have the duties of a deputy sheriff to enforce the criminal laws and have the same privileges and immunities as when acting within the officer's own jurisdiction. The amendment requires an agreement between the municipality and the county that specifies the time period and purpose for which authorization is granted and liability between the sheriff's office and the municipal law enforcement agency.

**Enacted Law Summary**

Public Law 2016, chapter 419 provides a process by which a trained municipal law enforcement officer may be appointed as a deputy sheriff, have the duties of a deputy sheriff to enforce the criminal laws and have the same privileges and immunities as when acting within the officer's own jurisdiction. The law requires an agreement between the municipality and the county that specifies the time period and purpose for which authorization is granted and liability between the sheriff's office and the municipal law enforcement agency.

Public Law 2015, chapter 419 was enacted as an emergency measure effective March 31, 2016.

**LD 1523 Resolve, To Provide Wage Parity for Supervisors of Law Enforcement Personnel and Other Law Enforcement Personnel**

**RESOLVE 80**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAVIS P NADEAU C	OTP-AM	S-383 H-663 DAVITT J

This resolve provides appropriations and allocations to increase by 5% the base salary of law enforcement supervisors in the Department of Agriculture, Conservation and Forestry, the Baxter State Park Authority, the Department of Inland Fisheries and Wildlife, the Department of Marine Resources and the Department of Public Safety. This resolve also requires the Department of Administrative and Financial Services, Bureau of Human Resources to make a corresponding change to the bureau's rules governing compensation.

**Committee Amendment "A" (S-383)**

This amendment adds senior motor vehicle detectives and the Capitol Police sergeants to those law enforcement supervisors who will receive a 5% salary increase under the resolve.

*Joint Standing Committee on Criminal Justice and Public Safety*

**House Amendment "A" To Committee Amendment "A" (H-663)**

This amendment replaces the resolve. It makes salary schedule adjustments for law enforcement positions as proposed in LD 1653 and incorporates the salary increases for law enforcement supervisors as proposed in the resolve, except that it adds senior motor vehicle detective positions and delays the proposed increases to August 1, 2016, effective for the first pay period commencing on or after July 1, 2016.

**Enacted Law Summary**

Resolve 2015, chapter 80 adjusts upward the salary schedules for certain law enforcement personnel beginning July 1, 2016 as follows:

1. A 12% increase for positions classified as Game Warden Sergeant, Game Warden Lieutenant, Marine Patrol Pilot Supervisor, Marine Patrol Sergeant or Marine Patrol Lieutenant;
2. A 13% increase for positions classified as State Police Trooper, Game Warden Investigator, Game Warden Specialist, Capitol Police Officer or Fire Investigator;
3. A 14% increase for positions classified as Game Warden Pilot Supervisor;
4. A 15% increase for positions classified as State Police Specialist, State Police Corporal, State Police Detective, State Police Polygraph Examiner, State Police Forensic Specialist, State Police Pilot, State Police Pilot Supervisor, State Police Polygraph Examiner Supervisor, State Police Sergeant-E, Game Warden, Marine Patrol Officer, Capitol Police Sergeant, Senior Fire Investigator, Fire Investigations Sergeant or Forensic Specialist, Dual Discipline;
5. A 17% increase for positions classified as Game Warden Pilot;
6. A 18% increase for positions classified as State Police Lieutenant, Capitol Police Lieutenant or Marine Patrol Specialist;
7. A 5% increase for senior motor vehicle detectives within the Department of the Secretary of State; and
8. A 5% increase for law enforcement supervisors in the Department of Agriculture, Conservation and Forestry, the Baxter State Park Authority, the Department of Inland Fisheries and Wildlife, the Department of Marine Resources and the Department of Public Safety.

Resove 2015, chapter 80 also provides that the funds in the Salary Plan program, General Fund account within the Department of Administrative and Financial Services may be used for economic items contained in this resolve and in Public Law 2015, chapter 376 in fiscal year 2016-17 but limits the total amount that may be transfered from the Salary Plan program pursuant to this resolve to no more than \$6,347,655 in fiscal year 2016-17.

**LD 1526     An Act Regarding the Disclosure of Intelligence and Investigative Record Information**

**PUBLIC 411**

Sponsor(s)  
BURNS D  
HOBBINS B

Committee Report  
OTP-AM

Amendments Adopted  
S-379

This bill allows a state criminal justice agency, subject to reasonable limitations, to disclose intelligence and investigative record information to an employee or volunteer of a nongovernmental advocacy program for persons with mental illness as long as the employee or volunteer has a specific agreement with the agency that complies with the Maine Revised Statutes, Title 16, section 806, subsection 3.