

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH LEGISLATURE
FIRST REGULAR SESSION



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

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

August 2017

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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 First Regular Session of the 128th 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 FINAL 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 128th Legislature is Wednesday, November 1, 2017. 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

LD 588 An Act To Allow Law Enforcement Agencies and Associations To Engage Directly in Fund-raising under Certain Circumstances

PUBLIC 90

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DIAMOND B CAMPBELL R	OTP-AM	S-80

This bill amends the law regarding solicitation by law enforcement officers to remove designated public benefit corporations from that process and instead allows law enforcement agencies and associations to engage directly in fund-raising. The bill also explicitly prohibits door-to-door solicitation.

Committee Amendment "A" (S-80)

This amendment replaces the bill and provides that a law enforcement agency or association that engages in a fund-raising event under the limited exception provided in the Maine Revised Statutes, Title 25, section 3702-C, subsection 1, may, but is not required to, retain a designated public benefit corporation to participate with the law enforcement agency or association in the event. The amendment retains the provision of the bill that prohibits door-to-door solicitations.

Enacted Law Summary

Public Law 2017, chapter 90 provides that a law enforcement agency or association that engages in a fund-raising event under the limited exception provided in the Maine Revised Statutes, Title 25, section 3702-C, subsection 1, may, but is not required to, retain a designated public benefit corporation to participate with the law enforcement agency or association in the event. The law retains the provision of current law that prohibits door-to-door solicitations.

LD 589 Resolve, To Establish a Working Group To Review the Function and Mission of Probation Officers and Establish a Licensing Procedure

Accepted Majority (ONTP) Report

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRATWICK G CARDONE B	ONTP OTP	

This resolve directs the Commissioner of Corrections to convene a working group to review the function and mission of probation officers within the Department of Corrections and to make recommendations to the Joint Standing Committee on Criminal Justice and Public Safety by January 1, 2018, regarding legislation to update the laws and rules regarding probation officers and establish a procedure and statute for licensure of probation officers. The resolve directs the Commissioner of Professional and Financial Regulation to undertake a sunrise review procedure for licensure of probation officers and directs the commissioner to take into consideration the work and recommendations of the working group. The commissioner is required to report to the Joint Standing Committee on Criminal Justice and Public Safety by February 1, 2018 regarding the results of the sunrise review procedure and any recommendations regarding licensure of probation officers.

LD 595 An Act Prohibiting a Law Enforcement Officer from Confiscating a Firearm under Certain Conditions

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GUERIN S	ONTP	