

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-117)
109TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 18, L.D. 35, Bill,
"AN ACT to Permit the Publication of the Names of Juveniles in
Connection with Arrests and Court Appearances."

Amend the Bill by striking out everything after the
enacting clause and inserting in its place the following:

'15 MRSA §3308, sub-§4, as enacted by PL 1977, c. 520,
§1, is amended to read:

4. Other persons. With the consent of the court, records of
court proceedings ~~excluding the names of the juvenile, his parents,~~
~~guardian, legal custodian, his attorney or any other parties~~
may ^{be} inspected by persons having a legitimate interest in the
proceedings or by persons conducting pertinent research studies.
The court may order the exclusion of the names of the juvenile,
his parents, guardian, legal custodian, his attorney or any
other party, if the court finds the exclusion to be in the best
interests of the juvenile, having regard to the nature and circumstance
of the crime and the history, character and condition of the juvenile.
This subsection shall not prohibit the release of these names, nor
their publication in any media, if they have not been excluded
by the court.'

Statement of Fact

This amendment removes the provision of the bill that would open to the public juvenile proceedings that involve misdemeanors. Proceedings that involve felonies or other major offenses remain open to the public. The amendment also gives the court permission to exclude the names of juveniles and others from the public record if the court finds the exclusion to be in the best interests of the juvenile.

Reported by Report "A" of the Committee on Judiciary
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