

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-462)
109TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1293, L.D. 1553, Bill,
"AN ACT Preventing the Release of Names of Victims of Crimes."

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

'16 MRSA §608 is enacted to read:

§608. Names of victims

1. Request for confidentiality. A victim of^a crime may request that his name shall be kept confidential. If so requested, the name of the victim shall be confidential and not open to public inspection and is not to be disseminated, except as provided in section 602, subsection 2, paragraphs A, C, D and E, and section 604.

2. Informing victims. Each law enforcement agency shall inform a victim of his right to confidentiality when the original criminal justice information is gathered or received, except that no ~~criminal justice agency~~ ^{is required} ~~to inform~~ a victim if the agency is just receiving information from another agency or otherwise receiving or disseminating information gathered by another agency.

3. Exception. This section shall not limit the right of access to or review of the name of a victim, as provided under section 606, or the right of an accused to know the name of his accuser as recognized by the courts of this State in civil or criminal trials.'

COMMITTEE AMENDMENT "A" to H.P. 1293, L.D. 1553

Statement of Fact

This amendment provides a limited right for victims/ to ^{of} mes
request their names be kept confidential. The victim may
request the confidentiality. Each law enforcement agency
that gathers original information is required to inform victims
of this right. The confidentiality does not apply to the
transfer of information among criminal justice agencies, or to
its inclusion in certain public records. ~~the~~ ^{the} right of an
accused to know the name of his accuser is also protected.

Reported by the Minority of the Committee on Judiciary
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