

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 307

H. P. 276

House of Representatives, January 20, 1981

Submitted by the Department of Marine Resources pursuant to Joint Rule 24.

Referred to the Committee on Judiciary. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Fowlie of Rockland.

Cosponsor: Mr. MacEachern of Lincoln.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT to Amend the Laws Relating to Criminal History Record Information.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 16 MRSA § 614, sub-§ 1, first sentence, as enacted by PL 1979, c. 433, § 2, is amended to read:

Reports or records in the custody of a local, county or district criminal justice agency or in the custody of the criminal law enforcement units of the Department of Marine Resources or the Department of Inland Fisheries and Wildlife containing intelligence and investigative information shall be confidential and shall not be disseminated, if public release or inspection of the report or record may:

Sec. 2. 16 MRSA § 623 is enacted to read:

§ 623. Payment of costs for translation or copying of conviction or nonconviction data

Whenever, pursuant to this subchapter, a request for dissemination of nonconviction or conviction data by a person other than a criminal justice agency necessitates the translation of mechanical or electronic data compilation into

some other form or necessitates the copying of records by a criminal justice agency, that criminal justice agency may require payment for the costs of the translation or copying by the requesting person.

STATEMENT OF FACT

This bill provides that intelligence and investigative information contained in records and reports in the custody of the criminal law enforcement units of the Department of Marine Resources and the Department of Inland Fisheries and Wildlife shall remain confidential unless the dissemination of such information will not interfere with law enforcement or judicial actions.