

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 149

6
7 H.P. 141

House of Representatives, January 12, 1983

8 On Motion of Representative Hobbins of Saco referred to the Committee
9 on Judiciary. Sent up for concurrence and ordered printed.

10 EDWIN H. PERT, Clerk

11 Presented by Representative Ingraham of Houlton.
Cosponsor: Representative Connors of Franklin.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT Concerning the
18 Publication of the Names of
19 Juveniles in Connection with
20 Arrests and Court Appearances.
21

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

24 Sec. 1. 15 MRSA §3307, sub-§2, as amended by PL
25 1981, c. 361, is further amended to read:

26 2. Certain hearings public.

27 A. The general public shall not be excluded from
28 any proceeding on a juvenile crime that would
29 constitute murder or a Class A, Class B or Class
30 C crime if the juvenile involved were an adult
31 or from any proceeding on a juvenile crime that
32 would constitute a Class D crime if the juvenile
33 involved were an adult, and it is the 2nd of

1 subsequent Class D crime for that juvenile not
2 arising from the same underlying transaction; or
3 from any subsequent dispositional hearings in
4 such cases.

5 B. The general public shall be excluded from all
6 other juvenile hearings and proceedings, except
7 that a juvenile charged with a juvenile crime
8 that would constitute murder or a Class A, Class
9 B or Class C offense and with a juvenile crime
10 that would constitute a juvenile's first Class D
11 offense or Class E offense or with conduct de-
12 scribed in section 3103, subsection 1, paragraph
13 B, C, D or E, arising from the same underlying
14 transaction may elect to have all charges adjudi-
15 cated in one hearing, and, where a juvenile does
16 so elect, the general public shall not be
17 excluded from that hearing.

18 Sec. 2. 15 MRSA §3308, sub-§5-A is enacted to
19 read:

20 5-A. Publication of name. Nothing in this
21 section may prevent the release and publication of
22 the name of any juvenile adjudicated to have commit-
23 ted a criminal offense that would constitute a crime
24 if the juvenile involved were an adult.

25 STATEMENT OF FACT

26 The purpose of this bill is to prevent the
27 release and the publication of the names of juveniles
28 adjudicated to have committed a criminal offense.
29 This bill also would make adjudicatory hearings on
30 juvenile crimes open to the public.

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