

# MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 2012  
6

7 H.P. 1423

House of Representatives, February 12, 1986

8 Approved for introduction by a majority of the Legislative Council  
9 pursuant to Joint Rule 26.

Reference to the Committee on Labor suggested and ordered printed.

EDWIN H. PERT, Clerk

10 Presented by Representative Beaulieu of Portland.

Cosponsored by Representative Clark of Millinocket.

11  
12 STATE OF MAINE  
13

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

17 AN ACT Regarding the Integrity and  
18 Impartiality of Undercover Police  
19 Activity.  
20

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

23 26 MRSA c. 7, sub-c. X is enacted to read:

24 SUBCHAPTER X

25 UNDERCOVER INVESTIGATIVE ACTIVITY

26 §876. Prohibition; undercover investigative activity

27 1. Investigative agent; prohibited actions. No  
28 person acting as an undercover or undisclosed inves-  
29 tigative agent on behalf of or at the request of any  
30 law enforcement agency of the State may:

31 A. Receive any money or valuable consideration  
32 of any kind from any employer, employer associa-  
33 tion or labor organization; or

1 B. Provide any information regarding any person  
2 to any employer, employer association or labor  
3 organization unless that information establishes  
4 a violation of the criminal law.

5 2. Employer; employer organization; labor orga-  
6 nization; prohibited actions. No person acting on  
7 behalf of any employer, employer organization or la-  
8 bor organization may:

9 A. Pay any money or valuable consideration of  
10 any kind to any person acting as an undercover or  
11 undisclosed investigative agent of any law en-  
12 forcement agency of the State; or

13 B. Receive, obtain or solicit any information  
14 from any undercover or undisclosed investigative  
15 agent of any law enforcement agency of the State  
16 unless that information establishes a violation  
17 of the criminal law.

18 3. Violation. Any person who violates this sec-  
19 tion is guilty of a Class D crime.

20 STATEMENT OF FACT

21 The purpose of this bill is to maintain the in-  
22 tegrity of undercover law enforcement operatives by  
23 prohibiting their payment with nonpublic funds.

24 The integrity and impartiality of such operatives  
25 is also enhanced by prohibiting the communication to  
26 3rd parties of information of a noncriminal nature  
27 received during the course of a criminal investiga-  
28 tion.

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