

(New Draft of S.P. 286, L.D. 813) FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1684

S.P. 563

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In Senate, May 28, 1987

Reported by Senator Black of Cumberland for the Committee on Judiciary and printed under Joint Rule 2. Original Bill sponsored by Senator Brannigan of Cumberland. Cosponsored by: Senator Sewall of Lincoln, Representative Paradis of Augusta, Representative Lacroix of Oakland.

JOY J. O'BRIEN, Secretary of the Senate

STATE OF MAINE

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

AN ACT to Revise Reporting Procedures Related to Criminal History Record Information.

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

Sec. 1. 12 MRSA §6209 is enacted to read:

§6209. Commissioner to keep records

The commissioner shall collect and maintain criminal history record information pertinent to violations of chapters 601 to 627. He may collect and maintain other records and information pertinent to other functions of the department, including the enforcement of civil violations.

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1	Sec. 2. 12 MRSA §7905-A is enacted to read:
2	§7905-A. Commissioner to keep records
3	The commissioner shall collect and maintain crim-
4	inal history record information pertinent to viola-
5	tions of chapters 701 to 721. He may collect and
6	maintain other records and information pertinent to
7	other functions of the department, including the en-
8	forcement of civil violations.
9	Sec. 3. 25 MRSA \$1547 is repealed and the fol-
10	lowing enacted.
11	§1547. Courts to submit criminal records to the
12	State Bureau of Identification
13	At the conclusion of any prosecution for any
14	criminal offense, except a violation of Title 12 or
15	Title 29, the clerk of the court shall transmit to
16	the State Bureau of Identification an abstract duly
17	certified on the form provided by the bureau.
18	FISCAL NOTE
19	Any additional costs to the departments as a re-
20	sult of this new draft will be minimal and can be ab-
21	sorbed within existing resources of the departments.
22	STATEMENT OF FACT
23	Section 1 of the new draft recognizes and estab-
24	lishes the Commissioner of Marine Resources as the
25	primary repository of conviction information for vio-
26	lations of those laws with which his department is
27	primarily concerned.
28	Section 2 of the new draft recognizes and estab-
29	lishes the Commissioner of Inland Fisheries and Wild-
30	life as the primary repository of conviction informa-
31	tion pertaining to those laws with which his depart-
32	ment is primarily concerned.

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Section 3 requires the court to send information specified by the State Bureau of Identification to the bureau.

The Maine Revised Statutes, Title 29, section 2304, requires the courts to provide information to the Secretary of State pertaining to Title 29 and other motor vehicle violations and to the Commissioner of Inland Fisheries and Wildlife for certain violations found in Title 12, section 7905.

This new draft also adds a fiscal note.

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