

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 1899

S.P. 697

In Senate, December 17, 2001

An Act Relating to the Dissemination of Intelligence and Investigative Information.

Submitted by the Department of Human Services pursuant to Joint Rule 204.
Received by the Secretary of the Senate on December 17, 2001. Referred to the Committee on Judiciary and ordered printed pursuant to Joint Rule 308.2

A handwritten signature in cursive script that reads "Pamela L. Cahill".

PAMELA L. CAHILL
Secretary of the Senate

Presented by Senator McALEVEY of York.
Cosponsored by Representatives: BERRY of Livermore, NASS of Acton.

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

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Sec. 1. 16 MRSA §614, sub-§2, as amended by PL 1999, c. 305, §1, is further amended to read:

2. **Exception to this limitation.** Nothing in this section precludes dissemination of intelligence and investigative information to another criminal justice agency or, for use in the investigation of suspected abuse or neglect, to the Department of Human Services, Bureau of Child and Family Services or, for use in the investigation of suspected abuse, neglect or exploitation of an incapacitated or dependent adult, to the Department of Human Services, Bureau of Elder and Adult Services. Intelligence and investigative information may also be disseminated to an accused person or that person's attorney if authorized by:

- A. The District Attorney for the district in which that accused person is to be tried;
- B. A rule or ruling of a court of this State or of the United States; or
- C. The Attorney General.

SUMMARY

This bill allows for the sharing of intelligence and investigative information between criminal justice agencies and the Department of Human Services in abuse, neglect and exploitation cases involving incapacitated or dependent adults.

This dissemination of information is allowed under current law in child abuse, neglect and exploitation cases.