

MAINE STATE LEGISLATURE

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AMS

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CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 52, L.D. 59, Bill, "An Act To Amend the Laws Governing the Confidentiality of Correctional Facility Plans"

Amend the bill in section 3 by striking out all of paragraph P (page 1, lines 16 to 23 in L.D.) and inserting the following:

'P. Records containing or describing security plans, staffing plans, security procedures, architectural drawings or risk assessments prepared for or by or kept in the custody of the Department of Corrections or a county jail if there is a reasonable possibility that public release or inspection of the records would endanger the life or physical safety of any individual or disclose security plans and procedures not generally known by the general public. Information contained in records covered by this paragraph may be disclosed to the Legislature, county officials if necessary to carry out the duties of the officials, the Department of Corrections or members of the State Board of Corrections under conditions that protect the information from further disclosure.'

SUMMARY

This amendment clarifies that records containing or describing plans prepared for or by or kept in the custody of the Department of Corrections or a county jail are not public documents, rather than only those prepared specifically for state or county correctional facilities, as in the bill. It also clarifies that, in order for such a record to be confidential, its public release would have to pose a threat to the physical safety of any individual, rather than only to government personnel, correctional unit residents or the public. It also adds that the information may be released to the Department of Corrections in addition to the Legislature, county officials or members of the State Board of Corrections.

COMMITTEE AMENDMENT