

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



STATE LAW LIBRARY  
AUGUSTA, MAINE

# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

---

**Legislative Document**

**No. 492**

S.P. 191

In Senate, February 12, 2009

**An Act To More Accurately Reflect the Disposition of a Case in  
Criminal History Record Information**

---

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

Handwritten signature of Joy J. O'Brien in cursive.

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator NUTTING of Androscoggin.

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

2 **Sec. 1. 16 MRSA §612-B is enacted to read:**

3 **§612-B. Notation on arrest record**

4 If, after a person is arrested, the police have elected not to refer the matter to the  
5 prosecutor or the prosecutor has elected not to commence criminal proceedings, a  
6 notation must be included in the person's criminal history record that so indicates. Such  
7 information is considered conviction data for the purpose of dissemination to the public  
8 until one year has elapsed from the date of the arrest.

9 **SUMMARY**

10 This bill requires that when a person is arrested and the police decide not to refer the  
11 case to the prosecutor or the prosecutor elects not to prosecute, that information must be  
12 included in the person's criminal history record along with the arrest. The information is  
13 available as public information until one year after the arrest.