

MAINE STATE LEGISLATURE

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**STATE OF MAINE
SENATE
125TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 189, L.D. 609, Bill, "An Act To Declare Certain Records of the Maine Commission on Indigent Legal Services Confidential"

Amend the bill in section 1 in §1806 in subsection 2 in paragraph A in the last line (page 1, line 25 in L.D.) by inserting after the following: "confidential" the following: 'except that the names of criminal defendants and the names of juvenile defendants charged with offenses that if committed by an adult would constitute murder or a Class A, Class B or Class C crime are not confidential'

Amend the bill in section 1 in §1806 in subsection 2 in paragraph E in the last line (page 1, line 36 in L.D.) by inserting after the following: "confidential" the following: 'after a case has been completed. A case is completed when the judgment is affirmed on appeal or the period for appeal has expired'

Amend the bill in section 1 in §1806 in subsection 2 in paragraph F in the last line (page 1, line 38 in L.D.) by inserting after the following: "confidential" the following: 'except that it may be disclosed to the attorney being evaluated'

SUMMARY

This amendment clarifies the bill in 3 ways.

1. It provides that although individual client information is confidential as proposed in the bill, the names of criminal defendants are not confidential for all adult defendants and for juvenile defendants charged with offenses that if committed by an adult would constitute murder or a Class A, Class B or Class C crime.

2. It provides that requests for funds become public after a case is completed.

3. It also provides that information obtained or gathered by the Maine Commission on Indigent Legal Services when performing an evaluation of an attorney is confidential but may be shared with the attorney who is the subject of the evaluation.

COMMITTEE AMENDMENT