

MAINE STATE LEGISLATURE

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Date: 6/2/11

L.D. 1317
(Filing No. H-466)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 963, L.D. 1317, Bill, "An Act Concerning Sex Offender Registry Information"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

Sec. 1. 34-A MRSA §11221, sub-§9-A is enacted to read:

9-A. Registry information. Except as provided in subsection 9, registry information created, collected or maintained by the bureau, including, but not limited to, information relating to the identity of persons accessing the registry, is confidential.

Sec. 2. 34-A MRSA §11221, sub-§10, as amended by PL 2003, c. 711, Pt. C, §20 and affected by Pt. D, §2, is further amended to read:

10. Registrant access to information. Pursuant to Title 16, section 620, the The bureau shall provide all information described in subsection 1, paragraphs A to F to a registrant who requests that person's own information. The process for access and review of that information is governed by Title 16, section 620.

Sec. 3. 34-A MRSA §11221, sub-§13 is enacted to read:

13. Access to registrant information existing in electronic form restricted. Notwithstanding Title 1, chapter 13:

A. Except as made available to the public through the bureau's Internet website pursuant to subsection 9, the bureau may not disseminate in electronic form information about a registrant that is created, collected or maintained in electronic form by or for the bureau; and

B. Except as made available to the public through an Internet website maintained by a law enforcement agency pursuant to subsection 12, a law enforcement agency may not disseminate in electronic form information about a registrant that is collected or maintained in electronic form by or for the law enforcement agency.'

COMMITTEE AMENDMENT

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SUMMARY

This amendment replaces the bill.

This amendment provides that sex offender registry information created, collected or maintained by the Department of Public Safety, Bureau of State Police, State Bureau of Identification, except for the basic information about registrants that is posted on the Internet or provided to requestors by the bureau pursuant to law, is confidential. Registry information that is designated as confidential includes, but is not limited to, information relating to the identity of persons accessing the registry. Information listed in the Maine Revised Statutes, Title 34-A, section 11221, subsection 9 remains public.

This amendment revises the law concerning a registrant's ability to access the registrant's own information. Information listed in Title 34-A, section 11221, subsection 1, paragraphs A to F about the registrant must be provided to the registrant upon request. The process for accessing and reviewing the information is governed by Title 16, section 620.

This amendment prohibits the dissemination in electronic form of information about a registrant that is created, collected or maintained by or for the State Bureau of Identification or a law enforcement agency, with the exception of information made available to the public through an Internet website maintained by the bureau or by the law enforcement agency.