

# MAINE STATE LEGISLATURE

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Date: 6/17/2013

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STATE OF MAINE  
SENATE  
126TH LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 480, L.D. 1373, Bill, "An Act To Update the Polygraph Examiner Licensing Laws"

Amend the amendment in section 3 in §7355 in subsection 1 in paragraph B in subparagraph (2) in the last line (page 2, line 34 in amendment) by striking out the following: "or"

Amend the amendment in section 3 in §7355 in subsection 1 in paragraph C in the last line (page 2, line 35 in amendment) by striking out the following: "license;" and inserting the following: 'license; or'

Amend the amendment in section 3 in §7355 in subsection 1 by inserting after paragraph C the following:

'D. Fails to make a report required by section 7361, subsection 1, paragraph F.'

Amend the amendment in section 3 in §7361 in subsection 1 in paragraph D in the last line (page 3, line 10 in amendment) by striking out the following: "and"

Amend the amendment in section 3 in §7361 in subsection 1 in paragraph E in the last line (page 3, line 13 in amendment) by striking out the following: "chapter;" and inserting the following: 'chapter; and'

Amend the amendment in section 3 in §7361 in subsection 1 by inserting after paragraph E the following:

'F. Immediately report to the Department of Health and Human Services when the examiner knows or has reasonable cause to suspect that a person 14 years of age or younger will be the victim of a sexual assault crime as provided under Title 17-A, chapter 11 or is in imminent danger of substantial bodily injury or death.'

The duty to report provided in this paragraph does not abrogate any other duty an examiner has to report by virtue of the examiner's profession pursuant to Title 22, section 3477 or 4011-A.'

Amend the amendment in section 3 in §7365 in subsection 1 in paragraph C in the last line (page 5, line 16 in amendment) by striking out the following: "or"

**SENATE AMENDMENT**

R O F S

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 480, L.D. 1373

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Amend the amendment in section 3 in §7365 in subsection 1 in paragraph D in the last line (page 5, line 17 in amendment) by striking out the following: "consultation." and inserting the following: 'consultation; or'

Amend the amendment in section 3 in §7365 in subsection 1 by inserting after paragraph D the following:

'E. The Department of Health and Human Services pursuant to section 7361, subsection 1, paragraph F.'

Amend the amendment in section 3 in §7365 in subsection 2 in the last line (page 5, line 20 in amendment) by inserting after the following: "information" the following: 'or records'

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**SUMMARY**

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This amendment amends Committee Amendment "A" to require a polygraph examiner to report to the Department of Health and Human Services when the examiner knows or has reasonable cause to believe that a person 14 years of age or younger will be the victim of a sexual assault crime as provided in the Maine Revised Statutes, Title 17-A, chapter 11 or is in imminent danger of substantial bodily injury or death and makes failure to report under these circumstances a Class E crime. The requirement to report to the Department of Health and Human Services does not abrogate any other duty to report the examiner has by virtue of the examiner's profession.

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SPONSORED BY: John L. Patrick  
(Senator PATRICK)  
COUNTY: Oxford

**SENATE AMENDMENT**