

MAINE STATE LEGISLATURE

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SMG
ROFS

L.D. 1782

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Date: 3/13/14

(Filing No. S- 427)

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CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE

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SENATE

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126TH LEGISLATURE

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SECOND REGULAR SESSION

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COMMITTEE AMENDMENT "A" to S.P. 709, L.D. 1782, Bill, "An Act To Make Technical Amendments to the Criminal History Record Information Act and the Intelligence and Investigative Record Information Act and a Related Provision in the Maine Revised Statutes, Title 20-A"

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Amend the bill by inserting after section 1 the following:

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'Sec. 2. 16 MRSA §703, sub-§2, ¶F, as enacted by PL 2013, c. 267, Pt. A, §2, is amended to read:

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F. Information disclosing that a criminal charge has been filed, if ~~the filing period is indefinite or for~~ more than one year has elapsed since the date of the filing;

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Amend the bill in section 6 in subsection 2 in the 3rd line (page 1, line 38 in L.D.) by inserting after the following: "investigator" the following: ', an insurer'

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Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

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SUMMARY

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This amendment amends the Maine Revised Statutes, Title 16, section 703, subsection 2, paragraph F regarding confidential criminal history record information to be consistent with other changes proposed in the bill. This recommendation of the Criminal Law Advisory Commission was inadvertently omitted from the bill.

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It also restores the ability of an insurer to receive confidential investigative records. Public Law 2013, chapter 267, Part A, section 3 inadvertently changed the long-standing practice of law enforcement's sending this information to insurers.