

# MAINE STATE LEGISLATURE

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# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

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Legislative Document

No. 206

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H.P. 149

House of Representatives, January 29, 2015

### **An Act To Clarify Restrictions on Disclosure of E-9-1-1 System Information**

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Reported by Representative HOBBS of Saco for the Criminal Law Advisory Commission pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2.

Reference to the Committee on Judiciary suggested and ordered printed pursuant to Joint Rule 218.

A handwritten signature in cursive script that reads "R(t) B. Hunt".

ROBERT B. HUNT  
Clerk

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

2 **Sec. 1. 25 MRSA §2929, sub-§2, ¶B**, as enacted by PL 1997, c. 291, §3, is  
3 amended to read:

4 B. A public safety answering point may disclose confidential information to a ~~law~~  
5 ~~enforcement officer or law enforcement agency~~ criminal justice agency, as defined in  
6 Title 16, section 803, subsection 4, for the ~~purpose~~ purposes of ~~eriminal~~  
7 ~~investigations~~ the administration of criminal justice, as defined in Title 16, section  
8 803, subsection 2, and the administration of juvenile justice, as defined in Title 15,  
9 section 3308-A, subsection 1, paragraph A, related to an E-9-1-1 call;

10 **Sec. 2. 25 MRSA §2929, sub-§4, ¶¶B and C**, as enacted by PL 1997, c. 291,  
11 §3, are amended to read:

12 B. To a ~~law enforcement officer or law enforcement agency~~ criminal justice agency,  
13 as defined in Title 16, section 803, subsection 4, for the ~~purpose~~ purposes of ~~eriminal~~  
14 ~~investigations~~ the administration of criminal justice, as defined in Title 16, section  
15 803, subsection 2, and the administration of juvenile justice, as defined in Title 15,  
16 section 3308-A, subsection 1, paragraph A, related to an E-9-1-1 call;

17 C. To designees of the bureau director for the purpose of system maintenance and  
18 quality control; ~~and~~

19 **Sec. 3. 25 MRSA §2929, sub-§4, ¶C-1** is enacted to read:

20 C-1. To a person accused of a crime or that person's agent or attorney for trial and  
21 sentencing purposes if authorized by:

- 22 (1) The responsible prosecutorial office or prosecutor; or  
23 (2) A rule or order of a court of competent jurisdiction.

24 As used in this paragraph, "agent" means a licensed professional investigator or an  
25 expert witness, or a parent, foster parent or guardian if the accused person has not  
26 attained 18 years of age; and

27 **SUMMARY**

28 This bill amends the confidentiality provisions regarding the E-9-1-1 system as  
29 follows:

30 1. It replaces reference to a law enforcement officer with reference to a criminal  
31 justice agency;

32 2. It replaces reference to a criminal investigation with reference to the  
33 administration of criminal justice and the administration of juvenile justice; and

34 3. It allows release of audio recordings of E-9-1-1 calls to a person accused of a  
35 crime or that person's agent or attorney for the purposes of trial and sentencing if  
36 authorized by the prosecutor or prosecutorial office or a rule or order of a court of  
37 competent jurisdiction.