

MAINE STATE LEGISLATURE

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L.D. 1014

Date: 5/9/17 majority

(Filing No. H-147)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 716, L.D. 1014, Bill, "An Act To Require A Person To Notify Law Enforcement Officers of the Possession of a Hypodermic Needle"

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

'Sec. 1. 17-A MRS §1111-B is enacted to read:

§1111-B. Failure to inform law enforcement officer of hypodermic apparatus

1. A person is guilty of failure to inform a law enforcement officer of a hypodermic apparatus if the person in fact has a hypodermic apparatus in possession on the person's body and the person in fact fails to inform a law enforcement officer that the person is in possession of a hypodermic apparatus on the person's body during the course of any arrest or detention of the person.

2. A hypodermic apparatus or the contents of such apparatus is inadmissible as evidence in any prosecution for a violation of this chapter if the hypodermic apparatus was obtained as a result of the person's informing a law enforcement officer of the possession of the hypodermic apparatus as required by subsection 1.

3. Failure to inform a law enforcement officer of a hypodermic apparatus is a Class D crime.'

SUMMARY

This amendment replaces the bill and, like the bill, it establishes the failure to inform a law enforcement officer of a hypodermic apparatus as a Class D crime. If a person discloses the possession of a hypodermic apparatus as required, the amendment makes

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 716, L.D. 1014

1 the hypodermic apparatus and any contents of the apparatus inadmissible as evidence in a
2 prosecution for a violation of the Maine Revised Statutes, Title 17-A, chapter 45.

3 **FISCAL NOTE REQUIRED**

4 **(See attached)**

COMMITTEE AMENDMENT



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LD 1014

LR 1815(02)

An Act To Require A Person To Notify Law Enforcement Officers of the Possession of a Hypodermic Needle

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-147)

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

Establishes new Class D crimes.

The collection of additional fines may also increase General Fund revenue by minor amounts.