



129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 1018

S.P. 297

In Senate, February 28, 2019

Resolve, To Review the Laws Governing the Enforcement of Protection from Abuse Orders

Reference to the Committee on Judiciary suggested and ordered printed.

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DAREK M. GRANT Secretary of the Senate

Presented by Senator ROSEN of Hancock. (BY REQUEST) Cosponsored by Representative WARREN of Hallowell and Senators: CYRWAY of Kennebec, DESCHAMBAULT of York, KEIM of Oxford, TIMBERLAKE of Androscoggin, Representatives: FECTEAU of Biddeford, GROHOSKI of Ellsworth, McCREIGHT of Harpswell.

1 Sec. 1. Enforcement of protection from abuse orders review. Resolved: 2 That the Department of Public Safety shall convene a work group to review the laws governing enforcement of protection from abuse orders and how protection from abuse 3 orders are enforced by law enforcement officers. The review must include a review of 4 penalties for submitting malicious or false allegations, especially for the purpose of 5 retaliation, when filing a request for a protection from abuse order. The department shall 6 invite to participate in the work group providers of mental health services, representatives 7 of law enforcement and public safety agencies, medical professionals, members of the 8 legal community with experience in matters related to protection from abuse orders and 9 other individuals who have experience or expertise in protection from abuse orders. 10

11 Sec. 2. Report. Resolved: That, by December 7, 2019, the Department of Public 12 Safety shall submit a report, including any recommended legislation, to the Joint Standing 13 Committee on Criminal Justice and Public Safety. The joint standing committee may 14 report out a bill concerning the report to the Second Regular Session of the 129th 15 Legislature.

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SUMMARY

This resolve requires the Department of Public Safety to convene a work group to review the laws governing enforcement of protection from abuse orders and how those orders are enforced by law enforcement officers.