

MAINE STATE LEGISLATURE

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SAC
ROS

L.D. 448

Date: 6-11-21

(Filing No. H-571)

JUDICIARY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to H.P. 324, L.D. 448, "An Act Regarding Recording of Witness Interviews"

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

'Sec. 1. 25 MRSA §2803-B, sub-§1, ¶K-1 is enacted to read:

K-1. Digital, electronic, audio, video or other recording of law enforcement interviews of witnesses in murder investigations and Class A, Class B and Class C crime investigations and the preservation of records in such investigations. A policy adopted under this paragraph may not require the recording of all witness interviews, but must factor in the feasibility of recording individual interviews, taking into account the circumstances of the witness, the time and place of the interview and the crime as well as the capability of the law enforcement agency to record the interview.'

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

SUMMARY

This amendment replaces the bill. It directs the Maine Criminal Justice Academy Board of Trustees to adopt minimum policy standards regarding the recording and preservation of witness interviews conducted by law enforcement officers in murder investigations and Class A, Class B and Class C crime investigations. Law enforcement agencies are required to adopt policies containing at least the minimum policy standards. The policy may not require the recording of all witness interviews, but must factor in the feasibility of recording individual interviews, taking into account the circumstances of the witness, the time and place of the interview and the crime as well as the capability of the law enforcement agency to record the interview.

**FISCAL NOTE REQUIRED
(See attached)**

COMMITTEE AMENDMENT



Approved: 06/09/21 *MAC*

130th MAINE LEGISLATURE

LD 448

LR 1548(03)

An Act Regarding Recording of Witness Interviews

Fiscal Note for Bill as Amended by Committee Amendment *A(H-571)*

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Minor cost increase - Highway Fund

Fiscal Detail and Notes

Additional costs to the Department of Public Safety associated with this legislation can be absorbed within existing budgeted resources.