

MAINE STATE LEGISLATURE

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SAC
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L D 1438

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Date

6/8/23

(Filing No H-394)

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CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE

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HOUSE OF REPRESENTATIVES

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131ST LEGISLATURE

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FIRST SPECIAL SESSION

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COMMITTEE AMENDMENT "A" to HP 934, L D 1438, "An Act to Require Standard Procedures to Protect Stalking Victims and Access to Certain Criminal Complaints"

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Amend the bill by inserting after section 3 the following

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Sec. 4. 16 MRSA §806, sub-§2, as amended by PL 2013, c 507, §7, is further amended to read

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2. A crime victim or that victim's agent or attorney. A crime victim or that victim's agent or attorney A Maine criminal justice agency that provides a copy of intelligence and investigative record information under this subsection to the crime victim or that victim's agent or attorney may not charge a fee for providing that information. As used in this subsection, "agent" means a licensed professional investigator, an insurer or an immediate family member, foster parent or guardian if due to death, age or physical or mental disease, disorder or defect the victim cannot realistically act on the victim's own behalf, or'

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Amend the bill by striking out all of section 7 and inserting the following

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Sec. 7. 25 MRSA §2803-B, sub-§1, ¶D, as corrected by RR 2021, c 2, Pt A, §88, is amended by enacting a new subparagraph (6) to read

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(6) A process to ensure that, when a person files multiple, separate complaints regarding the behavior of another person that may indicate a course of conduct constituting stalking, as defined in Title 17-A, section 210-A, those complaints are reviewed together to determine if the other person has engaged in stalking under Title 17-A, section 210-A.'

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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 adds a provision to the bill to provide that when a Maine criminal justice agency provides a copy of intelligence and investigative record information to a

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COMMITTEE AMENDMENT

1 crime victim or that victim's agent or attorney, the agency may not charge a fee for
2 providing that information. The amendment also requires law enforcement agencies to
3 adopt a written policy establishing a process to ensure that, when a person files multiple,
4 separate complaints regarding the behavior of another person that may indicate a course of
5 conduct constituting stalking, those complaints are reviewed together to determine if the
6 other person has engaged in stalking.

7 **FISCAL NOTE REQUIRED**
8 (See attached)



131st MAINE LEGISLATURE

LD 1438

LR 1706(02)

An Act to Require Standard Procedures to Protect Stalking Victims and Access to Certain Criminal Complaints

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-394)

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the Department of Public Safety to develop a policy to review multiple complaints related to stalking together can be absorbed within existing budgeted resources