

MAINE STATE LEGISLATURE

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STATE OF MAINE
123RD LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE
AND PUBLIC SAFETY**

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STATE OF MAINE

123RD LEGISLATURE

FIRST REGULAR SESSION

LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CON RES XXX.....	Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....	Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....	House & Senate disagree; bill died
DIED IN CONCURRENCE.....	One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....	Action incomplete when session ended; bill died
EMERGENCY.....	Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE.....	Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE.....	Bill failed to get majority vote
FAILED MANDATE ENACTMENT.....	Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY.....	Ruled out of order by the presiding officers; bill died
INDEF PP.....	Bill Indefinitely Postponed
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted
OTP-ND.....	Committee report Ought To Pass In New Draft
P&S XXX.....	Chapter # of enacted Private & Special Law
PASSED.....	Joint Order passed in both bodies
PUBLIC XXX.....	Chapter # of enacted Public Law
RESOLVE XXX.....	Chapter # of finally passed Resolve
UNSIGNED.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Criminal Justice and Public Safety

LD 1534 An Act To Examine the Types of Sex Offenses That Require an Offender To Register with the State

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACOBSEN	ONTP	

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to examine, review and amend the Sex Offender Registration and Notification Act of 1999 so that it requires registration for only those sex offenses that threaten public safety. The bill would include removal from the registry of persons convicted of sex offenses that are consensual sexual acts committed between persons who are close in age. The bill also would remove certain sex offenders from the registry after 5 years if certain conditions are met.

See LD 446, "An Act to Improve the Use of Information Regarding Sex Offenders to Better Ensure Public Safety and Awareness," which was carried over.

LD 1589 An Act To Prohibit the Use of Opposite-gender Bathrooms, Changing Rooms and Locker Rooms

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUPREY	ONTP	

This bill makes it a Class E crime when a person enters a public locker room, changing room or bathroom facility designated for use by a gender other than the gender of that person at birth, except for a person who has undergone a medical procedure to change that person's gender, who then is required to use the facilities for the person's new gender. This bill also makes it a Class C crime when a person required to register under the Sex Offender Registration and Notification Act of 1999 alters or attempts to alter that person's appearance to enter a public locker room, changing room or bathroom facility designated for use by a gender other than the gender of that person at birth.

LD 1605 An Act To Protect School Athletic Contest Officials

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SYKES	ONTP	

This bill amends the current assault statute by creating a new provision that notwithstanding the allowable penalty. Specifically, this bill makes assault against a school athletic contest official, including an umpire, coach or administrator, a Class C crime punishable by a fine of up to \$10,000 and imprisonment of not more than 3 years.

See H.P. 1365, Joint Resolution to Raise Awareness about Appropriate Behavior at Sporting Events and to Ensure the Safety of School Athletic Contest Officials, Players, Coaches and Fans.