

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
123<sup>RD</sup> LEGISLATURE  
SECOND REGULAR AND FIRST SPECIAL SESSIONS



Summaries of bills, adopted amendments and laws enacted or finally passed  
during the Second Regular or First Special Sessions of the 123<sup>rd</sup> Maine  
Legislature coming from the

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

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**STATE OF MAINE**  
123<sup>RD</sup> LEGISLATURE  
SECOND REGULAR & FIRST SPECIAL SESSIONS



**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 Second Regular or First Special Sessions of the 123<sup>rd</sup> Maine Legislature.

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:

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

The effective date for non-emergency legislation enacted in the Second Regular Session (R2) is June 30, 2008. The effective date for non-emergency legislation enacted in the First Special Session (S1) is July 18, 2008.<sup>1</sup> The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills. Any bill summarized in this document having an LD number less than 1932 was a bill carried over from the First Regular Session of the 123<sup>rd</sup> Legislature.

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<sup>1</sup> The session in which each law was enacted or finally passed (R2 or S1) is included in Appendix C.

# Joint Standing Committee on Criminal Justice and Public Safety

and individuals who are or were sexual partners."

## LD 2267 An Act To Increase the Number of Concealed Firearms Permit Reciprocity Agreements That Maine May Enter into with Other Eligible States

PUBLIC 555

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP MAJ ONTP MIN	

This bill is submitted by the Joint Standing Committee on Criminal Justice and Public Safety pursuant to Resolve 2007, chapter 84. That resolve directed the Commissioner of Public Safety and the Attorney General to review other states' concealed firearms laws to determine if any satisfy Maine's statutory standards for reciprocity. After review of all other states' concealed firearms laws, the reviewers identified several states that meet or exceed Maine's standards and could be approached as candidates for reciprocity. This bill repeals the limitation that the Chief of the State Police may enter into reciprocity with no more than 2 states. The bill authorizes the Chief of the State Police to enter into reciprocity agreements with any other states that meet or exceed the requirements of this State.

This bill is submitted by the Joint Standing Committee on Criminal Justice and Public Safety pursuant to Resolve 2007, chapter 84. That resolve directed the Commissioner of Public Safety and the Attorney General to review other states' concealed firearms laws to determine if any satisfy Maine's statutory standards for reciprocity. After review of all other states' concealed firearms laws, the reviewers identified several states that meet or exceed Maine's standards and could be approached as candidates for reciprocity. This bill repeals the limitation that the Chief of the State Police may enter into reciprocity with no more than 2 states. The bill authorizes the Chief of the State Police to enter into reciprocity agreements with any other states that meet or exceed the requirements of this State.

### Enacted Law Summary

Public Law 2007, chapter 555 was submitted as LD 2267 by the Joint Standing Committee on Criminal Justice and Public Safety pursuant to Resolve 2007, chapter 84. That resolve directed the Commissioner of Public Safety and the Attorney General to review other states' concealed firearms laws to determine if any satisfy Maine's statutory standards for reciprocity. After review of all other states' concealed firearms laws, the reviewers identified several states that meet or exceed Maine's standards and could be approached as candidates for reciprocity. Public Law 2007, chapter 555 repeals the limitation that the Chief of the State Police may enter into reciprocity with no more than 2 states. Public Law 2007, chapter 555 authorizes the Chief of the State Police to enter into reciprocity agreements with any other states that meet or exceed the requirements of this State.

## LD 2312 Resolve, To Extend the Pilot Project at the Juvenile Correctional Facilities

RESOLVE 225  
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP MAJ ONTP MIN	S-660 ROTUNDO

This resolve is submitted by the Joint Standing Committee on Criminal Justice and Public Safety pursuant to Joint Order 2008, S.P. 890.

Resolve 2005, chapter 101 established a guardian ad litem and advocate pilot project for juveniles committed to the Long Creek Youth Development Center and the Mountain View Youth Development Center. The pilot project is scheduled to terminate on April 1, 2008. This resolve extends the termination date for the pilot project to April 1, 2010. It also requires the Commissioner of Corrections to submit to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters a summary of the pilot project no later than January 15, 2010.

## *Joint Standing Committee on Criminal Justice and Public Safety*

### **Senate Amendment "A" (S-660)**

This amendment repeals from Resolve 2005, chapter 101 the language requiring that the chief advocate of the Department of Corrections select an advocate for the Mountain View Youth Development Center and instead requires the Commissioner of Corrections to appoint a selection committee to recommend an appropriate guardian ad litem for each juvenile committed to the Mountain View Youth Development Center. This amendment also strikes the appropriations and allocations section.

### **Enacted Law Summary**

Resolve 2007, chapter 225 was submitted by the Joint Standing Committee on Criminal Justice and Public Safety pursuant to Joint Order 2008, S.P. 890. Resolve 2005, chapter 101 established a guardian ad litem and advocate pilot project for juveniles committed to the Long Creek Youth Development Center and the Mountain View Youth Development Center. The pilot project was scheduled to terminate on April 1, 2008. Resolve 2007, chapter 225 extends the termination date for the pilot project to April 1, 2010 and modifies the pilot by specifying that instead of requiring that the chief advocate of the Department of Corrections select an advocate for the Mountain View Youth Development Center, the Commissioner of Corrections must, within existing resources, appoint a selection committee to recommend an appropriate guardian ad litem for each juvenile committed to the Mountain View Youth Development Center who is chosen to participate in the pilot. It also requires the Commissioner of Corrections to submit to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters a summary of the pilot project no later than January 15, 2010.

Resolve 2007, chapter 225 was enacted as an emergency measure effective April 24, 2008.