

MAINE STATE LEGISLATURE

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STATE OF MAINE
125TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

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

July 2011

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LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 125th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 125th Legislature is September 28, 2011. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Criminal Justice and Public Safety

**LD 508 An Act To Adjust Certain Age Limits in the Laws Concerning Sex
Offenses To Further Protect Minors**

ONTP

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

This bill increases the maximum age of the victim in the crime of prohibited contact with a minor and in the provision regarding municipal ordinances for sex offender restricted zones. Specifically, regarding the crime of prohibited contact with a minor, the bill prohibits a person from intentionally or knowingly initiating direct or indirect contact with another person who has not in fact attained 16 years of age if the person was convicted on or after June 30, 1992 of an offense under the Title 17-A, chapter 11 or 12 against another person who had not in fact attained 16 years of age or was convicted on or after June 30, 1992 in another jurisdiction for conduct substantially similar to that contained in those chapters against another person who had not in fact attained 16 years of age. The current law prohibits intentionally initiating such contact with a person under 14 years of age.

Regarding the municipal ordinances for sex offender restricted zones, the bill provides that a municipality may adopt an ordinance regarding residency restrictions for persons convicted of Class A, B or C sex offenses committed against persons who had not attained 16 years of age at the time of the offense if the municipality meets all other conditions of Title 30-A, section 3014. The current law allows the imposition of residency restrictions for persons who committed sex offenses against a person under 14 years of age.

LD 523 An Act To Modify the Regulation of Fireworks

**PUBLIC 202
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CROCKETT	OTP-AM	H-328

LD 523 amends the definition of "fireworks" to allow the use of toy, antique or replica cannons if no projectile is fired.

Committee Amendment "A" (H-328)

The amendment keeps toy cannons in the definition of "fireworks" but excludes signal cannons from the definition of "fireworks" if no projectile is fired. The amendment adds an emergency preamble and emergency clause to the bill.

Enacted Law Summary

Public Law 2011, chapter 202 excludes signal, antique or replica cannons from the definition of fireworks if no projectile is fired.

Public Law 2011, chapter 202 was enacted as an emergency measure effective June 2, 2011.