

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

**STATE OF MAINE**  
125<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

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

June 2012

**MEMBERS:**

SEN. GARRETT PAUL MASON, CHAIR  
SEN. RODNEY L. WHITTEMORE  
SEN. STAN GERZOFKY

REP. GARY E. PLUMMER, CHAIR  
REP. DAVID C. BURNS  
REP. RICKY D. LONG  
REP. SUSAN E. MORISSETTE  
REP. DEBORAH J. SANDERSON  
REP. ANNE M. HASKELL  
REP. STEPHEN P. HANLEY  
REP. MICHAEL A. LAJOIE  
REP. ANNA D. BLODGETT  
REP. MICHAEL H. CLARKE

**STAFF:**

CURTIS BENTLEY, LEGISLATIVE ANALYST  
ALYSON MAYO, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670

# STATE OF MAINE

125<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



## 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 Second Regular Session of the 125<sup>th</sup> 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.

<i>CARRIED OVER</i> .....	<i>carried over to a subsequent session of the Legislature</i>
<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; legislation died</i>
<i>DIED BETWEEN HOUSES</i> .....	<i>House &amp; Senate disagreed; legislation died</i>
<i>DIED IN CONCURRENCE</i> .....	<i>defeated in each house, but on different motions; legislation died</i>
<i>DIED ON ADJOURNMENT</i> .....	<i>action incomplete when session ended; legislation died</i>
<i>EMERGENCY</i> .....	<i>enacted law takes effect sooner than 90 days after session adjournment</i>
<i>FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE</i> .....	<i>emergency failed to receive required 2/3 vote</i>
<i>FAILED, ENACTMENT or FINAL PASSAGE</i> .....	<i>failed to receive final majority vote</i>
<i>FAILED, MANDATE ENACTMENT</i> .....	<i>legislation proposing local mandate failed required 2/3 vote</i>
<i>HELD BY GOVERNOR</i> .....	<i>Governor has not signed; final disposition to be determined at subsequent session</i>
<i>LEAVE TO WITHDRAW</i> .....	<i>sponsor's request to withdraw legislation granted</i>
<i>NOT PROPERLY BEFORE THE BODY</i> .....	<i>ruled out of order by the presiding officer; legislation died</i>
<i>INDEF PP</i> .....	<i>indefinitely postponed; legislation died</i>
<i>ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X</i> ...	<i>ought-not-to-pass report accepted; legislation 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>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 of the 125<sup>th</sup> Legislature is Thursday, August 30, 2012. 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 1634**

**An Act To Establish Certain Crimes Relating to Missing or Deceased Children**

**MAJORITY  
(ONTP) REPORT**

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

This bill makes it a Class C crime to fail to report a missing child under 13 years of age or to fail to cooperate in the investigation of the death of a child.

**Committee Amendment "A" (H-762)**

This amendment is the minority report and restricts those responsible for reporting a missing child to the parent, foster parent, guardian or other person having the care and custody of the child. It provides that a responsible person is guilty of failing to report a missing child if that person knowingly failed to notify a law enforcement agency within 48 hours of becoming aware that the child is missing. This amendment changes the class of the crime from a Class C crime to a Class D crime and removes provisions of the bill regarding the failure to cooperate in the investigation of the death of a child. This amendment was not adopted.

**LD 1635 An Act Regarding Inmates on Public Works Projects**

**PUBLIC 506  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARKE GOODALL	OTP-AM	H-731

This bill removes the restriction that inmates of a county jail may work only on projects in the county where the jail is located.

**Committee Amendment "A" (H-731)**

This amendment allows a sheriff that shares a regional jail with other counties, in addition to the sheriffs of the county jails mentioned in the bill, to permit certain inmates to participate in public works-related projects or in the improvement of property owned by charitable organizations in the county in which the jail is located or in another county.

**Enacted Law Summary**

Public Law 2011, chapter 506 allows sheriffs of county jails, in addition to a sheriff that shares a regional jail with other counties, to permit certain inmates to participate in public works-related projects or in the improvement of property owned by charitable organizations in the county in which the jail is located or in another county.

Public Law 2011, chapter 506 was enacted as an emergency measure effective March 16, 2012.