

# MAINE STATE LEGISLATURE

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**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

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# STATE OF MAINE

125<sup>TH</sup> LEGISLATURE  
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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 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 1720 An Act To Increase the Membership of the Homeland Security Advisory Council**

**PUBLIC 529**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MASON	OTP	

This bill amends the membership of the Homeland Security Advisory Council. It increases the number of members from six to nine by adding the Commissioner of Inland Fisheries and Wildlife, the Commissioner of Marine Resources and the Commissioner of Conservation. The bill requires that commissioner designees be uniformed law enforcement personnel.

**Enacted Law Summary**

Public Law 2011, chapter 529 amends the membership of the Homeland Security Advisory Council. It increases the number of members from six to nine by adding the Commissioner of Inland Fisheries and Wildlife, the Commissioner of Marine Resources and the Commissioner of Conservation as members. Public Law 2011, chapter 529 requires that commissioner designees be uniformed law enforcement personnel.

**LD 1727 An Act To Ensure That the Public Is Duly Informed When Certain Juvenile Crimes Are Committed**

**MINORITY (ONTP) REPORT**

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

This bill permits a law enforcement officer, officer of the court or juvenile community corrections officer to release the identity of any juvenile 16 years of age or older arrested for certain juvenile crimes. The identity of any juvenile under 16 years of age may not be released until a petition is filed charging the juvenile with certain juvenile crimes.

**Committee Amendment "A" (H-802)**

This amendment specifies that only a law enforcement officer, not a juvenile community corrections officer or the court as provided in the bill, may release the identity of a juvenile 16 years of age or older if the juvenile has been arrested for a juvenile crime that if committed by an adult would constitute murder, felony murder, aggravated assault, elevated aggravated assault, elevated aggravated assault on a pregnant person, stalking, aggravated reckless conduct, gross sexual assault, unlawful sexual touching, unlawful sexual contact, kidnapping, criminal restraint, robbery or arson.

This amendment was not enacted.