

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST SPECIAL AND SECOND REGULAR SESSIONS



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

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

November 2020

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STATE OF MAINE

129TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 129th 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. An appendix provides a summary of relevant session statistics.

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 129th Legislature is Thursday, September 19, 2019. 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

Committee Amendment "A" (H-762)

This amendment replaces the bill and changes the title. It also adds an emergency preamble and emergency clause to the bill. The amendment extends the death benefit to corrections officers and to emergency medical services personnel who serve in private emergency medical services agencies. The amendment increases the death benefit from \$50,000 to \$100,000 for a law enforcement officer, firefighter, emergency medical services person or corrections officer who dies while in the line of duty prior to July 1, 2021. For deaths occurring on or after July 1, 2021, the Department of Administrative and Financial Services is required to adopt rules to annually calculate an increase in the death benefit based on the previous year's increase in the Consumer Price Index.

Enacted Law Summary

Public Law 2019, chapter 658 extends the death benefit that is available to law enforcement officers, emergency medical services personnel and firefighters to corrections officers and to emergency medical services personnel who serve in private emergency medical services agencies. The law increases the death benefit from \$50,000 to \$100,000 for a law enforcement officer, firefighter, emergency medical services person or corrections officer who dies while in the line of duty prior to July 1, 2021. For deaths occurring on or after July 1, 2021, the Department of Administrative and Financial Services is required to adopt rules to annually calculate an increase in the death benefit based on the previous year's increase in the Consumer Price Index.

Public Law 2019, chapter 658 was enacted as an emergency measure effective March 18, 2020.

LD 2050 An Act To Establish the Central Aroostook County Emergency Medical Services Authority P & S 17

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CARPENTER M JOHANSEN C	OTP	

This bill establishes the Central Aroostook County Emergency Medical Services Authority to facilitate the provision of emergency medical services to the citizens of Mars Hill, Bridgewater and Blaine. The bill includes an emergency preamble and an emergency clause.

Enacted Law Summary

Private and Special law 2019, chapter 17 establishes the Central Aroostook County Emergency Medical Services Authority to facilitate the provision of emergency medical services to the citizens of Mars Hill, Bridgewater and Blaine.

Private and Special Law 2019, chapter 17 was enacted as an emergency measure effective February 29, 2019.

LD 2073 Resolve, Regarding Legislative Review of Portions of Chapter 4: Water-based Fire Protection Systems, a Major Substantive Rule of the Department of Public Safety, Office of the State Fire Marshal RESOLVE 133 EMERGENCY

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

This resolve provides for legislative review of portions of Chapter 4: Water-based Fire Protection Systems, a major substantive rule of the Department of Public Safety, Office of the State Fire Marshal.

Joint Standing Committee on Criminal Justice and Public Safety

Enacted Law Summary

Resolve 2019, chapter 133 provides approval for portions of Chapter 4: Water-based Fire Protection Systems, a major substantive rule of the Department of Public Safety, Office of the State Fire Marshal.

Resolve 2019, chapter 133 was finally passed as an emergency measure effective March 18, 2020.

LD 2085 An Act To Ensure Access to Sexual and Reproductive Health Care and Education in All Maine's Jails and State Correctional and Detention Facilities CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TALBOT ROSS R MOORE M		

This bill requires the provision of comprehensive access to sexual and reproductive health care and education for a person who is a female or who has a uterus admitted to or detained or incarcerated in a jail or county correctional facility or a state detention or correctional facility. The bill establishes the Sexual and Reproductive Health Care Advisory Committee to review and develop adequate standards, policies and materials for the provision of sexual and reproductive health care and education for persons who are incarcerated and requires a report to the joint standing committee of the Legislature having jurisdiction over criminal justice matters by January 1, 2021.

This bill, which had not yet been voted by the committee, was carried over in committee to any special session of the 129th Legislature by joint order, S.P. 788.

LD 2139 An Act To Increase Government Accountability CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WARREN C BELLOWS S		

This bill repeals the provision of law that prohibits a Maine criminal justice agency from confirming the existence or nonexistence of confidential intelligence and investigative record information to any person or public or private entity that is not eligible to receive the information itself.

This bill, which had not yet been voted by the committee, was carried over in committee to any special session of the 129th Legislature by joint order, S.P. 788.

LD 2144 An Act To Protect Maine Residents from Stalking and Unauthorized Surveillance by Use of an Unmanned Aerial Vehicle CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ANDREWS J BELLOWS S		

This bill adds the use of unmanned aerial vehicles, also known as drones, to the laws governing stalking in the Maine Criminal Code. With respect to the Class D crime of violation of privacy, it provides that the crime can be committed through the use of an unmanned aerial vehicle and adds a provision that prohibits a person from