

# 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  
130<sup>TH</sup> LEGISLATURE  
FIRST REGULAR AND FIRST SPECIAL SESSIONS



Disposition of bills and summaries of all laws enacted or finally passed

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

December 2021

**STAFF:**

JANE ORBETON, SR. LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

**MEMBERS:**

SEN. SUSAN A. DESCHAMBAULT, CHAIR  
SEN. MARK W. LAWRENCE  
SEN. SCOTT M. CYRWAY

REP. CHARLOTTE WARREN, CHAIR  
REP. VICTORIA E. MORALES  
REP. LOIS GALGAY RECKITT  
REP. BRADEN SHARPE  
REP. GRAYSON B. LOOKNER  
REP. RICHARD A. PICKETT  
REP. DANNY EDWARD COSTAIN  
REP. SHELLEY RUDNICKI  
REP. DANIEL J. NEWMAN  
REP. WILLIAM D. PLUECKER

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

### **LD 769 An Act To Increase the Availability of Mental Health Services for a Defendant Who Has Been Found Incompetent To Stand Trial**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 259 provides authority to the Commissioner of Corrections to accept for placement in a mental health unit of a correctional facility a person found incompetent to stand trial if, following a court hearing, the person is found by clear and convincing evidence to be at risk of engaging in interpersonal violence that is not primarily driven by symptoms of a major mental illness or other disability. The law provides a procedure for a person to petition the court if the criteria for placement under the Maine Revised Statutes, Title 34-A, section 3069-C, subsection 1 no longer exist.

Public Law, chapter 259 includes a sunset provision of July 1, 2024 and a process for review by the Department of Health and Human Services and the Department of Corrections.

Public Law 2021, chapter 259 also requires a report to be submitted to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters prior to the sunset date.

### **LD 782 An Act To Implement the Recommendations of the Department of Corrections for Certified Batterer Intervention Programming**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 174 changes the name of batterers' intervention programs in the Maine Revised Statutes to domestic violence intervention programs. The law requires the attorney for the State in cases involving domestic violence to notify the domestic violence intervention program of the last known contact information for the victim and to provide to the program the incident report from the most relevant criminal proceeding. The law authorizes the disclosure of records to the domestic violence intervention program. The law requires the attorney for the State to make a good faith effort to inform the victim when the defendant completes the domestic violence intervention program. The law requires a domestic violence intervention program to be certified in order for the court to order a person to participate in a program and for the State to pay for a person's participation.

### **LD 797 An Act To Create a Registry to Improve Access to Automated External Defibrillators**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 82 requires the Director of Maine Emergency Medical Services within the Department of Public Safety to establish a registry of publicly accessible automated external