



# 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

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Legislative Document

No. 134

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H.P. 116

House of Representatives, January 17, 2019

### **An Act Concerning the Composition of the Criminal Law Advisory Commission**

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Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative TUELL of East Machias.  
Cosponsored by Representatives: CAMPBELL of Orrington, NADEAU of Winslow,  
RECKITT of South Portland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 17-A MRSA §1352, sub-§1**, as amended by PL 1977, c. 671, §34, is  
3 further amended to read:

4 **1.** ~~The commission shall be~~ The Criminal Law Advisory Commission, referred to  
5 in this chapter as "the commission," is composed of 9 members to be appointed by the  
6 Attorney General. The members ~~shall~~ must be qualified by reason of their experience in  
7 the prosecution or defense of criminal cases or by reason of their knowledge of ~~the~~  
8 criminal law. At least 2 members ~~shall~~ must be qualified by reason of their knowledge of  
9 juvenile law. At least one member must be a law enforcement officer from a state law  
10 enforcement agency and at least one member must be a law enforcement officer from a  
11 county or municipal law enforcement agency. Members who are officers from a law  
12 enforcement agency must have met the training requirements of Title 25, section 2804-C  
13 or equivalent training in another state prior to appointment to the commission.

14 **Sec. 2. Transition for appointment of Criminal Law Advisory**  
15 **Commission members.** Notwithstanding the Maine Revised Statutes, Title 17-A,  
16 section 1352, members of the Criminal Law Advisory Commission appointed by the  
17 Attorney General serving on the effective date of this Act continue to serve until the  
18 completion of their terms. Their successors are appointed as provided in Title 17-A,  
19 section 1352.

20 **SUMMARY**

21 This bill amends the membership of the Criminal Law Advisory Commission to  
22 require that at least one member be a law enforcement officer from a state law  
23 enforcement agency and at least one member be a law enforcement officer from a county  
24 or municipal law enforcement agency.