



129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 205

H.P. 168

House of Representatives, January 22, 2019

**An Act To Add Work Assignments to the Law Regarding
Notification of a Defendant's Release or Escape**

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 STOVER of Boothbay.
Cosponsored by Senator MOORE of Washington and
Representatives: DEVIN of Newcastle, EVANGELOS of Friendship, GRIFFIN of Levant,
HARNETT of Gardiner, HYMANSON of York, JAVNER of Chester, PLUECKER of Warren,
TALBOT ROSS of Portland.

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

2 **Sec. 1. 17-A MRSA §1175, first ¶**, as amended by PL 2017, c. 386, §1, is further
3 amended to read:

4 Upon complying with subsection 1, a victim of a crime of murder or of a Class A,
5 Class B or Class C crime or of a Class D crime under chapters 9, 11 and 12 for which the
6 defendant is committed to the Department of Corrections or to a county jail or is
7 committed to the custody of the Commissioner of Health and Human Services either
8 under Title 15, section 103 after having been found not criminally responsible by reason
9 of insanity or under Title 15, section 101-D after having been found incompetent to stand
10 trial must receive notice of the defendant's unconditional release and discharge from
11 institutional confinement upon the expiration of the sentence or upon release from
12 commitment under Title 15, section 101-D or upon discharge under Title 15, section
13 104-A; must receive notice of any conditional release of the defendant from institutional
14 confinement, including probation, supervised release for sex offenders, parole, furlough,
15 work release, work assignment under Title 34-A, section 3033, funeral or deathbed visit,
16 supervised community confinement, home release monitoring or similar program,
17 administrative release or release under Title 15, section 104-A; and must receive notice of
18 the defendant's escape from the Department of Corrections, the custody of the
19 Commissioner of Health and Human Services or the county jail to which the defendant is
20 committed. For purposes of this section, "victim" also includes a person who has
21 obtained under Title 19-A, section 4007 an active protection order or approved consent
22 agreement against the defendant.

23 **Sec. 2. 17-A MRSA §1175, sub-§3, ¶B**, as amended by PL 2017, c. 128, §3, is
24 further amended to read:

25 B. The nature of the release authorized, whether it is a conditional release, including
26 probation, supervised release for sex offenders, parole, furlough, work release, work
27 assignment under Title 34-A, section 3033, funeral or deathbed visit, supervised
28 community confinement, home release monitoring or a similar program,
29 administrative release or release under Title 15, section 104-A, or an unconditional
30 release and discharge upon release from commitment under Title 15, section 101-D
31 or upon the expiration of a sentence or upon discharge under Title 15, section 104-A;

32 **SUMMARY**

33 This bill adds work assignments for a defendant to the circumstances for which
34 notification to the victim of a crime is required for a victim who has requested to be
35 notified.