

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act To Provide Additional Background Information to the Probate Court

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

Sec. 1. 16 MRSA §613, sub-§3, as enacted by PL 1979, c. 433, §2, is amended to read:

3. Under specific agreements. Any person with a specific agreement with a criminal justice agency to provide services required for the administration of criminal justice or to conduct investigations determining the employment suitability of prospective law enforcement officers. The agreement ~~shall~~must specifically authorize access to data, limit the use of the data to purposes for which given, insure security and confidentiality of the data consistent with this subchapter and provide sanctions for any violations; ~~and~~

Sec. 2. 16 MRSA §613, sub-§4, as enacted by PL 1979, c. 433, §2, is amended to read:

4. Research activities. Any person for the express purpose of research, evaluation or statistical purposes or under an agreement with the criminal justice agency. The agreement ~~shall~~must specifically authorize access to data, limit the use of data to research, evaluation or statistical purposes, insure the confidentiality and security of the data consistent with this subchapter and provide sanctions for any violations.; and

Sec. 3. 16 MRSA §613, sub-§5 is enacted to read:

5. Probate courts. A court of probate as established under Title 4, chapter 7 if the court determines nonconviction data is necessary in the determination of a matter brought before it.

SUMMARY

This bill allows probate courts to access nonconviction data from a criminal justice agency.