

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND FIFTEEN

H.P. 470 - L.D. 694

An Act To Improve the Veterans' Services Laws

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

Sec. 1. 37-B MRSA §504, sub-§4, ¶H is enacted to read:

H. A person is not eligible for interment under this chapter if the person has:

- (1) Been convicted of the crime of murder;
- (2) Been convicted of a crime in another jurisdiction punishable by a sentence of life imprisonment or death;
- (3) Been convicted of a Class A or Class B crime under:
 - (a) Title 17-A, chapter 11;
 - (b) Title 17-A, chapter 12; or
 - (c) Title 17-A, section 301, subsection 1, paragraph A, subparagraph (3);
- (4) Been convicted of a Class C crime under Title 17-A, section 853, subsection 1;
- (5) Been convicted of a military, tribal or federal offense requiring registration pursuant to the federal Adam Walsh Child Protection and Safety Act of 2006, Public Law 109-248, 42 United States Code, Chapter 151;
- (6) Been convicted under any other jurisdiction's sex offender laws requiring the person to register for life; or
- (7) Been found to have committed any crime listed in subparagraphs (1) to (6) but has not been convicted because the person has not been available for trial due to the person's death or flight to avoid prosecution. A finding under this subparagraph must be made by the appropriate federal official. Any such finding may be based only upon a showing of clear and convincing evidence, after an opportunity for a hearing in a manner prescribed by the appropriate federal official. For purposes of this subparagraph, "appropriate federal official" means the Secretary of Veterans Affairs, in the case of the National Cemetery

Administration, or the Secretary of the Army, in the case of the Arlington National Cemetery.

Sec. 2. 37-B MRSA §509, sub-§2, ¶F, as amended by PL 2005, c. 273, §3, is further amended to read:

F. A civilian employee or military member of the department when in the conduct of official duties; ~~or~~

Sec. 3. 37-B MRSA §509, sub-§2, ¶G, as enacted by PL 2005, c. 273, §4, is amended to read:

G. The administrator of the Maine Veterans' Home when in the conduct of official duties; or

Sec. 4. 37-B MRSA §509, sub-§2, ¶H is enacted to read:

H. An authorized representative of the Department of Labor when in the conduct of official duties.