1   L.D. 609

2   Date: (Filing No. S-   )

3   **JUDICIARY**

4   Reproduced and distributed under the direction of the Secretary of the Senate.

5   **STATE OF MAINE**

6   **SENATE**

7   **125TH LEGISLATURE**

8   **FIRST REGULAR SESSION**

9   COMMITTEE AMENDMENT "   " to S.P. 189, L.D. 609, Bill, "An Act To
10   Declare Certain Records of the Maine Commission on Indigent Legal Services
11   Confidential"

12   Amend the bill in section 1 in §1806 in subsection 2 in paragraph A in the last line
13   (page 1, line 25 in L.D.) by inserting after the following: "confidential" the following: ',
14   except that the names of criminal defendants and the names of juvenile defendants
15   charged with offenses that if committed by an adult would constitute murder or a Class A,
16   Class B or Class C crime are not confidential'

17   Amend the bill in section 1 in §1806 in subsection 2 in paragraph E in the last line
18   (page 1, line 36 in L.D.) by inserting after the following: "confidential" the following:
19   'after a case has been completed. A case is completed when the judgment is affirmed on
20   appeal or the period for appeal has expired'

21   Amend the bill in section 1 in §1806 in subsection 2 in paragraph F in the last line
22   (page 1, line 38 in L.D.) by inserting after the following: "confidential" the following: ',
23   except that it may be disclosed to the attorney being evaluated'

24   **SUMMARY**

25   This amendment clarifies the bill in 3 ways.

26   1. It provides that although individual client information is confidential as proposed
27   in the bill, the names of criminal defendants are not confidential for all adult defendants
28   and for juvenile defendants charged with offenses that if committed by an adult would
29   constitute murder or a Class A, Class B or Class C crime.

30   2. It provides that requests for funds become public after a case is completed.

31   3. It also provides that information obtained or gathered by the Maine Commission
32   on Indigent Legal Services when performing an evaluation of an attorney is confidential
33   but may be shared with the attorney who is the subject of the evaluation.

COMMITTEE AMENDMENT