



# 131st MAINE LEGISLATURE

## FIRST SPECIAL SESSION-2023

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Legislative Document

No. 1492

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H.P. 947

House of Representatives, April 5, 2023

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**An Act to Increase the Transparency and Accountability of the  
Maine Information and Analysis Center**

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

Handwritten signature of Robert B. Hunt in cursive.

ROBERT B. HUNT  
Clerk

Presented by Representative LOOKNER of Portland.  
Cosponsored by Representatives: BOYER of Poland, HASENFUS of Readfield, JAUCH of Topsham, MILLIKEN of Blue Hill, O'NEIL of Saco, RECKITT of South Portland, Speaker TALBOT ROSS of Portland, Senator: HICKMAN of Kennebec.

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

2 **Sec. 1. 25 MRSA §1802** is enacted to read:

3 **§1802. Auditor**

4 **1. Definitions.** As used in this section, unless the context otherwise indicates, the  
5 following terms have the following meanings.

6 A. "Auditor" means the auditor of the center pursuant to this section.

7 B. "Committee" means the joint standing committee of the Legislature having  
8 jurisdiction over criminal justice and public safety matters.

9 **2. Creation of position.** There is created within the Office of the Attorney General  
10 the position of auditor of the center. The auditor must be a person qualified by integrity and  
11 demonstrated ability in relevant fields.

12 **3. Appointment.** The Attorney General shall appoint the auditor without regard to  
13 political affiliation.

14 **4. Powers and duties.** The auditor shall conduct systematic, ongoing oversight of the  
15 center to help bring transparency and accountability to its operations and to ensure that the  
16 center operates within the law and in a manner that preserves the privacy and liberty of all  
17 people in the State. The auditor:

18 A. Shall assist the committee in the oversight duties of the committee over the center;

19 B. Shall maintain a publicly accessible website that includes reports made to the  
20 committee pursuant to section 1801 and a means for the public to ask a question about  
21 the auditor or the center or submit a complaint about the auditor or center;

22 C. Shall keep confidential the identity of an officer that makes a good faith complaint  
23 against the center; and

24 D. May select the type and extent of reviews of center activities to conduct.

25 **5. Reporting.** The auditor shall make the following reports to the committee:

26 A. An annual report no later than February 15th of each year regarding the oversight  
27 of the center;

28 B. An interim progress report no later than September 15th of each year, including  
29 progress made on previous goals, if applicable, and any obstacles the auditor has found  
30 in performing the requirements of this section;

31 C. A report whenever the center or a state or local law enforcement agency refuses a  
32 data request or to make personnel available for auditor interviews, including the reason  
33 for the refusal, if known; and

34 D. Other reports as the auditor determines necessary.

35 The auditor shall redact from a report made under this subsection any information that is  
36 prohibited from disclosure, is sensitive and pertains to an ongoing investigation of criminal  
37 activity or would cause a specific and imminent threat to safety.

38 **6. Limitations.** The auditor may not:

39 A. Require the center to take corrective action; or

