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Date: (Filing No. S-)

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**STATE OF MAINE
SENATE
132ND LEGISLATURE
SECOND REGULAR SESSION**

SENATE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to S.P. 895, L.D. 2194, “An Act to Clarify Responsibility for Compensation of Court-appointed Attorneys in Certain Proceedings”

Amend the amendment in section 1 in subsection 4 by striking out all of paragraph C-1 (page 1, lines 33 and 34 and page 2, lines 1 to 8 in amendment) and inserting the following:

'C-1. Legal services performed in a criminal proceeding, a juvenile proceeding, an emancipation proceeding, a child protection proceeding, an involuntary commitment proceeding, an involuntary treatment proceeding or an extreme risk protection order proceeding for a nonparty witness if the nonparty witness is located in the State and the nonparty witness is determined to be indigent by a court. For purposes of this paragraph, "indigent legal services" includes only those legal services necessary to preserve the nonparty witness's privilege against self-incrimination afforded under the United States Constitution and the Constitution of Maine.'

Amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment changes the definition of "indigent legal services" regarding the circumstances under which legal services performed for a nonparty witness to preserve the nonparty witness's privilege against self-incrimination are considered indigent legal services in order to reflect the intent of the Joint Standing Committee on Judiciary.

SPONSORED BY: _____

(Senator CARNEY, A.)

COUNTY: Cumberland

SENATE AMENDMENT