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Date: (Filing No. H-)

JUDICIARY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1459, L.D. 2269, “An Act to Automatically Seal Criminal History Record Information for Class D and Class E Crimes Relating to Marijuana Possession and Cultivation”

Amend the bill in section 1 in c. 313 in §2401 in subsection 6 by striking out all of paragraphs D to H (page 1, lines 30 to 38 and page 2, lines 1 and 2 in L.D.) and inserting the following:

D. Aggravated cultivating of marijuana under Title 17-A, section 1105-D, subsection 1, paragraph D, subparagraph (4); or

E. Unlawful possession of scheduled drugs under Title 17-A, former section 1107 when that scheduled drug was marijuana and the underlying crime was a Class D or Class E crime.'

Amend the bill by inserting after section 1 the following:

'Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT

Courts - Supreme, Superior and District 0063

Initiative: Provides All Other funding for contracted temporary staffing to assist with reviewing cases.

GENERAL FUND	2023-24	2024-25
All Other	\$0	\$232,800
GENERAL FUND TOTAL	\$0	\$232,800

Courts - Supreme, Superior and District 0063

Initiative: Establishes 2 limited-period Law Clerk positions through June 30, 2026 and provides funding for related All Other costs.

GENERAL FUND	2023-24	2024-25
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COMMITTEE AMENDMENT

1	Personal Services	\$0	\$216,000
2	All Other	\$0	\$8,000
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$224,000</u>
5	Courts - Supreme, Superior and District 0063		
6	Initiative: Provides one-time funding for compensation to active retired judges to review		
7	cases.		
8	GENERAL FUND	2023-24	2024-25
9	All Other	\$0	\$25,375
10			
11	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$25,375</u>
12			
13	JUDICIAL DEPARTMENT		
14	DEPARTMENT TOTALS	2023-24	2024-25
15			
16	GENERAL FUND	\$0	\$482,175
17			
18	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$482,175</u>
19	PUBLIC SAFETY, DEPARTMENT OF		
20	State Police 0291		
21	Initiative: Provides one-time funding for computer programming.		
22	GENERAL FUND	2023-24	2024-25
23	All Other	\$0	\$32,500
24			
25	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$32,500</u>
26			
27	HIGHWAY FUND	2023-24	2024-25
28	All Other	\$0	\$17,500
29			
30	HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$17,500</u>
31	State Police 0291		
32	Initiative: Provides funding for one Paralegal position and related All Other costs to		
33	identify and seal applicable crimes relating to marijuana possession and cultivation.		
34	GENERAL FUND	2023-24	2024-25
35	POSITIONS - LEGISLATIVE COUNT	0.000	1.000
36	Personal Services	\$0	\$60,374
37	All Other	\$0	\$3,358
38			
39	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$63,732</u>
40			
41	HIGHWAY FUND	2023-24	2024-25

1	Personal Services	\$0	\$32,509
2	All Other	\$0	\$4,769
3			
4	HIGHWAY FUND TOTAL	\$0	\$37,278
5			
6	PUBLIC SAFETY, DEPARTMENT OF		
7	DEPARTMENT TOTALS	2023-24	2024-25
8			
9	GENERAL FUND	\$0	\$96,232
10	HIGHWAY FUND	\$0	\$54,778
11			
12	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$151,010
13			
14	SECTION TOTALS	2023-24	2024-25
15			
16	GENERAL FUND	\$0	\$578,407
17	HIGHWAY FUND	\$0	\$54,778
18			
19	SECTION TOTAL - ALL FUNDS	\$0	\$633,185

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

23 **SUMMARY**

24 This amendment clarifies the definition of "eligible criminal conviction" in the bill,
 25 which identifies what is considered an eligible crime for the automatic sealing of criminal
 26 history record information related to a conviction for that crime, to ensure that the definition
 27 includes only those crimes that are no longer considered illegal under Maine's adult use
 28 cannabis laws. The amendment also adds an appropriations and allocations section.

29 **FISCAL NOTE REQUIRED**

30 **(See attached)**