

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 750

7 H.P. 602

House of Representatives, February 15, 1983

8 Referred to the Committee on Appropriations and Financial Affairs. Sent
9 up for concurrence and ordered printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Reeves of Pittston.

Cosponsor: Representative Paradis of Augusta.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Provide Funding for the Police
18 Academy.
19

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

22 Sec. 1. 25 MRSA §2807 is enacted to read:

23 §2807. Criminal Justice Training Fund; penalty
24 assessment

25 1. Criminal Justice Training Fund. There is
26 created in the State Treasury a Criminal Justice
27 Training Fund to be appropriated for the costs of
28 operation of the Maine Criminal Justice Academy.

29 The Legislature shall make an annual appropriation
30 from the Criminal Justice Training Fund to the Maine
31 Criminal Justice Academy of any amounts available
32 which it deems appropriate. Any amounts deposited in

1 the fund, but not appropriated by the end of the
2 fiscal year next succeeding the fiscal year during
3 which they were deposited, shall revert to the Gen-
4 eral Fund.

5 2. Penalty assessments. In addition to every
6 fine imposed for a criminal offense or traffic
7 infraction, a penalty assessment in an additional
8 amount equal to 10% of the amount of the fine shall
9 be paid by the defendant to the person to whom the
10 fine is paid.

11 When multiple offenses or infractions are involved,
12 the penalty assessment shall be based upon the total
13 fine for all offenses or infractions. When a fine is
14 suspended, in whole or in part, the penalty assess-
15 ment shall be reduced in proportion to the suspen-
16 sion.

17 In any case where a person convicted of any offense
18 to which this section applies is imprisoned until the
19 fine is satisfied, the judge may waive all or part of
20 the penalty assessment, the payment of which would
21 work hardship on the person convicted or on his
22 immediate family.

23 The clerk of court, sheriff or other person to whom
24 the penalty assessment is paid shall periodically
25 transmit these amounts to the Treasurer of State, who
26 shall deposit them in the Criminal Justice Training
27 Fund.

28 3. Automatic termination. This section shall
29 terminate January 1, 1986, unless reenacted by the
30 Legislature.

31 Sec. 2. Effective date. This Act becomes effec-
32 tive on January 1, 1984.

33 STATEMENT OF FACT

34 The purpose of this bill is to create a fund from
35 which the operation of the Maine Criminal Justice
36 Academy will be financed. This bill creates an addi-
37 tional fee to be paid by persons who violate a crimi-
38 nal or traffic law. A 10% assessment is levied on

1 every fine. The revenues are deposited in the Crimi-
2 nal Justice Training Fund to be appropriated by the
3 Legislature on an annual basis. This bill estab-
4 lishes an effective date of January 1, 1984, and pro-
5 vides a sunset provision of January 1, 1986.

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