

MAINE STATE LEGISLATURE

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L.D. 234

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Date: 6/22/15

(Filing No. H-489)

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APPROPRIATIONS AND FINANCIAL AFFAIRS

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STATE OF MAINE

6

HOUSE OF REPRESENTATIVES

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127TH LEGISLATURE

8

FIRST REGULAR SESSION

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COMMITTEE AMENDMENT "A" to H.P. 166, L.D. 234, Bill, "An Act To Adjust Appropriations and Allocations from the General Fund and Other Funds for the Expenditures of State Government for the Fiscal Year Ending June 30, 2015"

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Amend the bill by striking out the title and substituting the following:

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'An Act Regarding the Mountain View Youth Development Center'

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Amend the bill by striking out everything after the title and before the summary and inserting the following:

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Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

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Whereas, the Mountain View Youth Development Center has excess bed capacity available to house adult offenders, which should be utilized as soon as possible; and

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Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

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Sec. 1. 34-A MRSA §4117, as enacted by PL 2013, c. 28, §12, is amended to read:

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§4117. Adult offenders

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The commissioner may confine adults sentenced and committed to the custody of the department who have not attained 26 years of age, except that, until April 30, 2017, the commissioner may confine adults of any age who have been sentenced and committed to the department, in the Mountain View Youth Development Center as long as the housing facilities for adult offenders are fully separated from the housing facilities for juvenile clients and the commissioner maintains at all times full compliance with mandatory sight

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COMMITTEE AMENDMENT

R.O.F.S

COMMITTEE AMENDMENT "A" to H.P. 166, L.D. 234

1 and sound separation standards established by federal law. All provisions of this Title
2 that are applicable to prisoners apply to adult offenders confined in the Mountain View
3 Youth Development Center as if they were confined in a correctional facility housing
4 only adults.

5 Emergency clause. In view of the emergency cited in the preamble, this
6 legislation takes effect when approved.'

7 SUMMARY

8 This amendment strikes the bill and instead allows adult offenders of any age to be
9 housed at the Mountain View Youth Development Center until April 30, 2017.
10 Beginning May 1, 2017, only adults under 26 years of age may be housed at Mountain
11 View Youth Development Center, as in current law.

COMMITTEE AMENDMENT