

MAINE STATE LEGISLATURE

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8/11/19
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Date: 4/25/19 Majority

L.D. 574
(Filing No. H- 155)

JUDICIARY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 418, L.D. 574, Bill, "An Act To Clarify That Petitions for Certiorari to the Supreme Court of the United States Are Included within the Definition of Indigent Legal Services"

Amend the bill in section 2 in paragraph D in the last 2 lines (page 1, lines 13 and 14 in L.D.) by striking out the following: "subject to the limitations in section 1804, subsection 3, paragraph N"

Amend the bill in section 4 in paragraph N in the last 2 lines (page 1, lines 23 and 24 in L.D.) by striking out the following: "Compensation for preparation and filing of the petition may not exceed \$1,500."

Amend the bill by inserting after section 4 the following:

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

INDIGENT LEGAL SERVICES, MAINE COMMISSION ON

Maine Commission on Indigent Legal Services Z112

Initiative: Provides funds for the commission to prepare and file petitions for certiorari to the Supreme Court on behalf of indigent parties or juveniles.

GENERAL FUND	2019-20	2020-21
All Other	\$9,000	\$12,000
GENERAL FUND TOTAL	<u>\$9,000</u>	<u>\$12,000</u>

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

COMMITTEE AMENDMENT

H. of S.

COMMITTEE AMENDMENT "A" to H.P. 418, L.D. 574

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SUMMARY

This amendment deletes the cap on compensation for a court-appointed attorney's work on filing a petition for certiorari to the Supreme Court of the United States. The amendment adds an appropriations and allocations section.

FISCAL NOTE REQUIRED

(See attached)



129th MAINE LEGISLATURE

LD 574

LR 1797(02)

An Act To Clarify That Petitions for Certiorari to the Supreme Court of the United States Are Included within the Definition of Indigent Legal Services

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-155)

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$9,000	\$12,000	\$12,000	\$12,000
Appropriations/Allocations				
General Fund	\$9,000	\$12,000	\$12,000	\$12,000

Fiscal Detail and Notes

This bill would add filing a petition for certiorari to the Supreme Court to the services provided by the Maine Commission on Indigent Legal Services. The Commission estimates about 3 to 7 instances per year that a petition would be filed. Assuming a petition takes 40 hours of time to prepare, each petition would cost the Commission \$2,400. As a result, costs to the Commission could total \$7,200 to \$16,800 per year, averaging \$12,000 per year. The bill includes appropriations of \$9,000 in FY 2019-20 and \$12,000 in FY 2020-21.