

MAINE STATE LEGISLATURE

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129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 925

H.P. 680

House of Representatives, February 21, 2019

**An Act Requiring the Department of Corrections To Fully Fund
County Jails for Individuals Sentenced to County Jails for More
Than 6 Months and Individuals Held for Probation or Parole
Violations**

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

Handwritten signature of Robert B. Hunt in cursive.

ROBERT B. HUNT
Clerk

Presented by Representative STANLEY of Medway.

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

2 **Sec. 1. 30-A MRSA §701, sub-§2-C**, as repealed and replaced by PL 2017, c.
3 475, Pt. A, §50, is amended to read:

4 **2-C. Tax assessment for correctional services beginning July 1, 2015.** Beginning
5 July 1, 2015, the counties shall annually collect no less than \$62,172,371 from
6 municipalities for the provision of correctional services in accordance with this
7 subsection. The counties may collect an amount that is more than the base assessment
8 limit established in this subsection, except that the additional amount each year may not
9 exceed the base assessment limit as adjusted by the growth limitation factor established in
10 section 706-A, subsection 3 or 4%, whichever is less. If a county collects in a year an
11 amount that is more than the base assessment limit established for that county pursuant to
12 this subsection, the base assessment limit in the succeeding year is the amount collected
13 in the prior year. For the purposes of this subsection, "correctional services" includes
14 management services, personal services, contractual services, commodity purchases,
15 capital expenditures and all other costs, or portions thereof, necessary to maintain and
16 operate correctional services. "Correctional services" does not include county jail debt
17 unless there is a surplus in the account that pays for correctional services at the end of the
18 state fiscal year. "Correctional services" also does not include services required to confine
19 a person incarcerated for more than 6 months or for a probation or parole violation, the
20 cost of which must be paid by the Department of Corrections.

21 The assessment to municipalities within each county may not be less than the base
22 assessment limit, which is:

- 23 A. A sum of \$4,287,340 in Androscoggin County;
- 24 B. A sum of \$2,316,666 in Aroostook County;
- 25 C. A sum of \$11,575,602 in Cumberland County;
- 26 D. A sum of \$1,621,201 in Franklin County;
- 27 E. A sum of \$1,670,136 in Hancock County;
- 28 F. A sum of \$5,588,343 in Kennebec County;
- 29 G. A sum of \$3,188,700 in Knox County;
- 30 H. A sum of \$2,657,105 in Lincoln County;
- 31 I. A sum of \$1,228,757 in Oxford County;
- 32 J. A sum of \$5,919,118 in Penobscot County;
- 33 K. A sum of \$878,940 in Piscataquis County;
- 34 L. A sum of \$2,657,105 in Sagadahoc County;
- 35 M. A sum of \$5,363,665 in Somerset County;
- 36 N. A sum of \$2,832,353 in Waldo County;
- 37 O. A sum of \$2,000,525 in Washington County; and

1 P. A sum of \$8,386,815 in York County.

2 **SUMMARY**

3 This bill requires the Department of Corrections to reimburse a county for the costs
4 of confining a person who is serving a sentence of more than 6 months or for a probation
5 or parole violation.