

# MAINE STATE LEGISLATURE

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Date: 6/4/25 Minority L.D. 1263 (Filing No. H- 496)

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
132ND LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to H.P. 838, L.D. 1263, "An Act Regarding Penalties for Fentanyl Trafficking When That Trafficking Results in an Overdose Causing Serious Bodily Injury of a Person"

Amend the bill by striking out the title and substituting the following:  
'An Act Regarding Penalties for Fentanyl Trafficking When That Trafficking Results in Serious Bodily Injury of a Person'

Amend the bill in section 1 in paragraph L in the 3rd line (page 1, line 6 in L.D.) by inserting after the following: "W drug" the following: ', other than fentanyl powder'

Amend the bill in section 2 in paragraph L-1 in the first line (page 1, line 9 in L.D.) by striking out the following: "resulting from an overdose"

Amend the bill in section 2 in paragraph L-1 in the last line (page 1, line 12 in L.D.) by striking out the following: "resulting from the overdose"

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

**SUMMARY**

This amendment, which is the minority report of the committee, changes the title. It amends the bill to remove the requirement that the serious bodily injury is the result of an overdose.

**FISCAL NOTE REQUIRED**  
(See attached)

**COMMITTEE AMENDMENT**



Approved: 05/23/25 **LRL**

# 132nd MAINE LEGISLATURE

LD 1263

LR 1313(02)

## An Act Regarding Penalties for Fentanyl Trafficking When That Trafficking Results in an Overdose Causing Serious Bodily Injury of a Person

Fiscal Note for Bill as Amended by Committee Amendment "A (H-496)"

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

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### Fiscal Note

Potential current biennium cost increase - General Fund

Minor revenue increase - General Fund

Minor revenue increase – Other Special Revenue Funds

### Correctional and Judicial Impact Statements

The bill creates a Class A crime of aggravated trafficking in a scheduled drug for when serious bodily injury of another person is caused by the use of fentanyl powder. It is unclear how many additional individuals will be convicted of a Class A crime who otherwise would not have been. The current average cost of incarcerating one individual for a single year is \$55,203. No funding has been included in the bill at this time.

The additional workload associated with the minimal number of new felony cases filed in the court system does not require additional funding at this time. The collection of additional fines will increase General Fund or other dedicated revenue by minor amounts.