

MAINE STATE LEGISLATURE

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**STATE OF MAINE
116TH LEGISLATURE**

FIRST REGULAR SESSION

**BILL SUMMARIES
JOINT SELECT COMMITTEE
ON
CORRECTIONS**

JULY 1993

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Sen. Gerard P. Conley, Jr.
Sen. R. Leo Kieffer***

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

4693NRG

LD 82 **An Act Providing Access to Library Books for Persons Sentenced to Maine Correctional Institutions** **ONTP**

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
HOLT ONTP

SUMMARY

This bill allows a person sentenced to a correctional facility for more than 3 months to borrow, by mail, books from the Maine State Library. The State Librarian will determine the length of time the books may be borrowed and the cost for postage and replacement of any materials.

LD 191 **An Act to Ensure Appropriate Community-based Treatment of Nonviolent Juvenile Offenders** **INDEF PP**

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
MARTIN J OTP-AM H-346

SUMMARY

This bill requires the Department of Corrections to make available \$200,000 from funds appropriated for juvenile programs that remain unobligated.

Committee Amendment "A" (H-346) states that funds due the county for housing short-term A, B and C prisoners, but being retained by the department pending demonstration by the county of an adult community corrections program, may be shifted to juvenile diversion programs.

LD 192 **An Act to Establish a Shock Incarceration Program** **ONTP**

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
HANLEY ONTP

SUMMARY

This bill establishes the Shock Incarceration Program as a new sentencing alternative. Shock incarceration means incarceration in a shock incarceration facility providing intensive regimentation and discipline patterned after military basic training. The bill sets out the conditions of eligibility for shock incarceration that include that the person must be between 17 and 25 years of age, may not have spent time in a correctional facility, must be physically and mentally able to participate in the program and may not have committed murder, sexual assault or any offense involving violence. The Department of Corrections and the court must agree that the person is eligible for sentencing to the Shock Incarceration Program. The maximum sentence of incarceration in a shock incarceration facility is 120 days. The bill requires the Commissioner of Corrections to designate institutions as shock incarceration facilities and to adopt rules for the Shock Incarceration Program.