

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

**STATE OF MAINE
116TH LEGISLATURE**

FIRST REGULAR SESSION

**BILL SUMMARIES
JOINT SELECT COMMITTEE
ON
CORRECTIONS**

JULY 1993

Staff:

John B. Knox, Legislative Analyst

***Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207)287-1670***

MEMBERS:

****Sen. Beverly Miner Bustin
Sen. Gerard P. Conley, Jr.
Sen. R. Leo Kieffer***

****Rep. Anne M. Larrivee
Rep. James V. Oliver
Rep. Donald H. Gean
Rep. Sophia Douglass Pfeiffer
Rep. Birger T. Johnson
Rep. Hugh A. Morrison
Rep. Harry W. Bailey
Rep. Dean F. Clukey
Rep. Ruel P. Cross
Rep. John P. Marshall***

****Denotes Chair***

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
MARION HYLAN BARR
JON CLARK
LISA COPENHAVER
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
JILL IPPOLITI



JOHN B. KNOX
ROY W. LENARDSON
PATRICK NORTON
JANE ORBETON
MARGARET J. REINSCH
PAUL J. SAUCIER

JOHN G. KELLEY, RESEARCHER
DARLENE A. SHORES LYNCH, RESEARCHER
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

**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:

PUBLIC XXX

P&S XXX

RESOLVE XXX

CON RES XXX

EMERGENCY

CARRIED OVER

ONTP

ENACTMENT FAILED

INDEF PP

FAILED EMERGENCY ENACTMENT

FAILED MANDATE ENACTMENT

DIED BETWEEN BODIES

CONF CMTE UNABLE TO AGREE

VETO SUSTAINED

UNSIGNED

DIED ON ADJOURNMENT

Chapter # of enacted Public Law

Chapter # of enacted Private & Special Law

Chapter # of enacted Resolve

Chapter # of Constitutional Resolution passed by both Houses

Enacted law takes effect sooner than 90 days

Bill carried over to Second Session

Ought Not to Pass report accepted

Bill failed to get majority vote

Bill Indefinitely Postponed

Emergency bill failed to get 2/3 vote

Bill imposing local mandate failed to get 2/3 vote

House & Senate disagree; bill died

Committee of Conference formed but unable to agree

Legislature failed to override Governor's Veto

Not signed by Governor within 10 days

Action incomplete when session ended; bill died

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 388 **An Act to Allow Prisoners to Make Local Phone Calls at No Charge** **ONTP**

SPONSOR(S) OLIVER HANDY	COMMITTEE REPORT ONTP	AMENDMENTS ADOPTED
--------------------------------------	---------------------------------	---------------------------

SUMMARY

This bill allows inmates of jails and prisons to make nontoll telephone calls at no charge.

LD 421 **An Act Concerning Split Sentences** **CARRIED OVER**

SPONSOR(S) HANDY	COMMITTEE REPORT	AMENDMENTS ADOPTED
----------------------------	-------------------------	---------------------------

SUMMARY

Currently, in accord with 17-A MRSA section 1203 and 1252, the courts are required to sentence to county jails prisoners convicted of Class A, B and C crimes whose imprisonment sentence is 9 months or less. This time limit is to increase to 12 months on January 1, 1995. The Department of Corrections is required to reimburse the counties for those prisoners to the extent that money is appropriated. The limitation on reimbursement to only the money appropriated was added in 1992 as the result of an Appropriations Committee recommendation.

This bill eliminates the provision that would have lengthened from 9 to 12 months the period of imprisonment for split sentence prisoners that would require jail confinement.

LD 456 **An Act to Ensure Reimbursement for Counties under the Community Corrections Programs** **ONTP**

SPONSOR(S) STEVENS A HANDY	COMMITTEE REPORT ONTP	AMENDMENTS ADOPTED
---	---------------------------------	---------------------------

SUMMARY

Currently, the courts are required to specify the county jail for persons convicted of Class D and E crimes and for other classes of crime for which the sentence is 9 months or less. The Department of Corrections is required to reimburse the jails for those prisoners, except that in fiscal years 1991-92 and 1992-93 the obligation for this reimbursement may not exceed the amount appropriated for that purpose. It is required that 30% of the reimbursed funds claimed be used by the county for community corrections programs.

This bill does the following.

1. It prohibits the courts from specifying a jail if the county indicates that the Department of Corrections has not reimbursed it for past costs.
2. It repeals for fiscal year 1992-93 the provision that prohibits reimbursement in excess of appropriations.