

# 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:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; 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 &amp; 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 833**

**An Act to Amend the Provisions Related to the Supervised  
Community Confinement Program**

PUBLIC 170

**SPONSOR(S)**  
AMERO

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
S-98

**SUMMARY**

In 1992 the Legislature passed a law that allows the Commissioner of the Department of Corrections to place a prisoner into the community in a supervised confinement program.

This bill allows the Division of Probation and Parole to petition the court to revoke the probation of a prisoner who is under a concurrent incarceration/probation sentence and who is being housed in the community under the supervised community confinement program if the prisoner violates a condition of probation.

Committee Amendment "A" (S-98) adds a fiscal note to the bill.

**LD 901 An Act to Reinstate a System of Parole**

CARRIED OVER

**SPONSOR(S)**  
HOLT  
BUSTIN

**COMMITTEE REPORT**

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill implements a system of parole for prisoners sentenced to terms of imprisonment under the Maine Revised Statutes, Title 17-A, section 1252 in the custody of the Department of Corrections on and after October 1, 1993. Prisoners sentenced to county jails are not eligible for parole. Under the bill, parole is deemed to be imprisonment for purposes of determinate sentencing under the Maine Criminal Code. The bill provides that the State Parole Board may not discharge or alter any condition of probation or other term assigned by a court for the suspended portion of a sentence. The bill clarifies that certain victims of crimes may receive notice of the perpetrator's release on parole. The bill authorizes electric monitoring or other forms of intensive supervision as special conditions of parole.

The bill requires rulemaking by the State Parole Board to implement the new parole provisions and requires the board to submit jointly with the Department of Corrections a report, including legislation, making recommendations necessary to implement the system.

**LD 1053 An Act to Require the Department of Corrections to Pay  
Certain Juvenile Detention Costs**

ONTP

**SPONSOR(S)**  
AULT

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill provides explicitly that costs of a juvenile detained in a facility approved or operated by the Department of Corrections must be borne by the department.