

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 1033
6

7 H.P. 793

House of Representatives, March 4, 1983
8

9 On Motion of Representative Nelson of Portland, referred to the
Committee on Health and Institutional Services. Sent up for concurrence and
ordered printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Connolly of Portland.
11

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT Relating to Transfer Review.
18

19 Be it enacted by the People of the State of Maine as
20 follows:

21 34 MRSA §34 is enacted to read:

22 §34. Transfer of inmates

23 No inmate in the custody of the Department of
24 Corrections pursuant to a sentence imposed by a court
25 of this State may be transferred to any correctional
26 facility outside of this State, unless that inmate
27 has received at least 10 days' written notice prior
28 to the proposed transfer and the reasons for the
29 transfer. The inmate may request an administrative
30 hearing on the transfer within the 10-day notice
31 period. If an administrative hearing is requested,
32 the transfer shall be stayed. The inmate shall have

1 the right to be represented by counsel at the admin-
2 istrative hearing.

3 STATEMENT OF FACT

4 This bill requires inmates of Maine correctional
5 facilities to be notified if the Department of Cor-
6 rections seeks to move them to any facility out-
7 of-state. Under such circumstances, the inmate may
8 request an administrative hearing and be represented
9 by counsel at that hearing.

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