

MAINE STATE LEGISLATURE

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D. OF R.

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L.D. 1779

(Filing No. S- 270)

STATE OF MAINE
SENATE
111TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT " F " to H.P. 1339, L.D. 1779,
Bill, "AN ACT to Amend the Statutes Regarding Correc-
tions."

Amend the bill by striking out all of section 39.

Further amend the bill in section 42 in subsec-
tion 3 in the first line (page 26, line 33 in L.D.)
by striking out the underlined word "shall" and
inserting in its place the underlined word 'may'

Further amend the bill in section 42 in subsec-
tion 3 in paragraph A in the first line (page 27,
line 1 in L.D.) by striking out the underlined word
"shall" and inserting in its place the underlined
word 'may'

Further amend the bill by striking out all of
section 51.

Further amend the bill by inserting after section
54 the following:

'Sec. 55. Mentally retarded offenders. As a
result of the new classification process, the Depart-
ment of Corrections will be reviewing the rehabilita-
tion and treatment needs of all committed offenders,
and expects that there may be special needs of men-
tally retarded offenders.'

It is the intent of the Legislature that the
department evaluate the needs of these inmates, in
consultation with the Department of Mental Health and
Mental Retardation. If the Department of Correc-
tions, after study, determines that a program is
necessary to meet these needs, it shall submit the
necessary legislation, together with any required

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1 funding recommendations, to the Legislature for its
2 approval.

3 Further amend the bill in section 55 by striking
4 out all of the last line and inserting in its place
5 the following:

6 'All Other \$4,275 \$8,550'

7 Further amend the bill by renumbering the sec-
8 tions to read consecutively.

9 FISCAL NOTE

10 This amendment will remove language which would
11 have created dedicated revenue and eliminates any
12 loss to the General Fund. Language is also included
13 which will require legislative approval before any
14 funds are expended or obligated for a correctional
15 treatment program or facility for mentally retarded
16 offenders. The appropriation has been increased to
17 cover the cost of allowing the commissioner to give
18 indigent offenders no more than \$50 when they are
19 released from the Maine Correctional Center.

20 STATEMENT OF FACT

21 This amendment eliminates the provision that
22 funds received from boarding inmates from the federal
23 correctional system accrue to the facility where they
24 are housed.

25 It makes the establishment of a vocational train-
26 ing and industries program permissive rather than
27 mandatory and removes the language establishing a
28 dedicated account.

29 Finally, it removes the section on a correctional
30 treatment facility for the mentally retarded
31 offender. Instead, an unallocated section expresses
32 the legislative intent that the Department of Correc-
3 tions study the needs of mentally retarded offenders,

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1 together with the Department of Mental Health and
2 Mental Retardation, and submit any required legis-
3 lation and funding for legislative approval.

4 4679062483

5 (Sen. Najarian)

6 NAME: *Mary Najarian*

7 COUNTY: Cumberland

Reproduced and distributed pursuant to Senate Rule 11-A
June 24, 1983 (Filing No. S-270)