

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1156

S.P. 380

In Senate, April 9, 1987

Reference to the Committee on State and Local Government suggested and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate
Presented by Senator COLLINS of Aroostook.

Cosponsored by Senator LUDWIG of Aroostook, Senator
THERIAULT of Aroostook.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 AN ACT to Allow Aroostook County to Contract
2 for Services for the Operation of the
3 County Jail.
4

5 Be it enacted by the People of the State of Maine as
6 follows:

7 30 MRSA c. 13, sub-c. V is enacted to read:

8 SUBCHAPTER V

9 AGREEMENT TO PROVIDE COUNTY JAIL

10 FACILITY SERVICES

11 §1861. Contracts for provision of county jail facil-
12 ity services

1 1. Authority to contract. The county commis-
2 sioners may, in accordance with section 304, enter
3 into an agreement with a person to provide detention
4 facility services for the county. That person is re-
5 ferred to in this subchapter as the "contractor."

6 2. Permissible contract elements. The contract
7 may provide for the following:

8 A. The responsibility for the custody and main-
9 tenance of the facilities;

10 B. The responsibility for the custody of the
11 prisoners;

12 C. Notwithstanding section 64-A, employment and
13 supervision of subordinate assistants and employ-
14 ees necessary for the operation of the facility;

15 D. The responsibility for the procuring and pro-
16 viding of supplies and services for the prison-
17 ers; and

18 E. Any other matter that the county commis-
19 sioners consider necessary or advisable to provide
20 for in the contract.

21 3. Applicability. Any responsibility of the
22 county commissioners or sheriff concerning detention
23 facilities and services under this chapter remains
24 with the county commissioners or sheriff, except
25 where the contract entered into under this section
26 specifies that the contractor assumes that responsi-
27 bility. In counties in which the county commis-
28 sioners have entered into a contract under this section,
29 the following sections do not apply if in conflict
30 with the provisions of the contract:

31 A. Section 301, as it concerns the provision and
32 maintenance of the detention facilities;

33 B. Section 1701, as it concerns the duty of the
34 sheriff, deputy, jailer, master or keeper regard-
35 ing the custody of the jail and prisoners; and

36 C. Section 1854, as it concerns the procurement
37 and provision of supplies and services for the
38 prisoners.

1 as well as any other information required by the con-
2 tract to be included.

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