

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1797

S.P. 607

In Senate, June 9, 1987

Reported by the Minority Report for the Committee on State and Local Government and printed under Joint Rule 2. Original Bill sponsored by Senator Collins of Aroostook. Cosponsored by: Senator Ludwig of Aroostook, Senator Theriault of Aroostook.

JOY J. O'BRIEN, Secretary of the Senate

STATE OF MAINE

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

AN ACT to Allow Aroostook County to Contract  
for Services for the Operation of the  
County Jail.

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

Sec. 1. Aroostook County; Authority to contract for provision of county jail facility services. With the concurrence of the sheriff, the county commissioners in Aroostook County, in accordance with the Maine Revised Statutes, Title 30, section 304, may enter into an agreement with a person to provide detention facility services for the county. That person is referred to in this subchapter as the "contractor."

1       **Sec. 2. Permissible contract elements.** The con-  
2       tract may provide for the following:

3       A. The responsibility for the custody and main-  
4       tenance of the facilities;

5       B. The responsibility for the custody of the  
6       prisoners;

7       C. Notwithstanding the Maine Revised Statutes,  
8       Title 30, section 64-A, employment and supervi-  
9       sion of subordinate assistants and employees nec-  
10      essary for the operation of the facility;

11      D. The responsibility for the procuring and pro-  
12      viding of supplies and services for the prison-  
13      ers; and

14      E. Any other matter that the county commission-  
15      ers consider necessary or advisable to provide  
16      for in the contract.

17      **Sec. 3. Applicability.** Any responsibility of  
18      the county commissioners or sheriff in Aroostook  
19      County concerning detention facilities and services  
20      under this chapter remains with the county commis-  
21      sioners or sheriff, except where the contract entered  
22      into under this section specifies that the contractor  
23      assumes that responsibility. In counties in which  
24      the county commissioners have entered into a contract  
25      under this section, the following sections do not ap-  
26      ply if in conflict with the provisions of the con-  
27      tract:

28      A. The Maine Revised Statutes, Title 30, section  
29      301, as it concerns the provision and maintenance  
30      of the detention facilities;

31      B. The Maine Revised Statutes, Title 30, section  
32      1701, as it concerns the duty of the sheriff,  
33      deputy, jailer, master or keeper regarding the  
34      custody of the jail and prisoners; and

35      C. The Maine Revised Statutes, Title 30, section  
36      1854, as it concerns the procurement and provi-  
37      sion of supplies and services for the prisoners.

