

MAINE STATE LEGISLATURE

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L.D. 1822
(Filing No. S-206)

STATE OF MAINE
SENATE
113TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "B " to H.P. 1332, L.D. 1822,
Bill, "AN ACT Relating to Aggravated Trafficking or
Furnishing Scheduled Drugs under the Maine Criminal
Code."

Amend the bill by adding before the statement of
fact the following:

'Sec. 8. 34-A MRSA §3037-A is enacted to read:

§3037-A. Drug abuse treatment

The commissioner shall cause any offender sen-
tenced to a term of imprisonment under Title 17-A,
section 1252, subsection 5-A, to be evaluated, upon
the offender's commitment to the department, for ad-
diction to or abuse of any scheduled drug under Title
17-A, section 1102. If the evaluation concludes that
the offender is addicted to or an abuser of scheduled
drugs, the commissioner shall cause the offender to
be treated for his drug addiction or abuse.

Sec. 9. Appropriations. The following funds are
appropriated from the General Fund to carry out the
purposes of this Act.

	<u>1987-88</u>	<u>1988-89</u>
<u>CORRECTIONS, DEPARTMENT OF</u>		
Maine State Prison		
All Other	\$100,000	\$200,000
Provides funds for con- tracts to treat drug addiction or abuse for		

4 of 5

SENATE AMENDMENT " B" to H.P. 1332, L.D. 1822

1 offenders sentenced un-
2 der the Maine Revised
3 Statutes, Title 17-A,
4 section 1252, subsec-
5 tion 5-A.

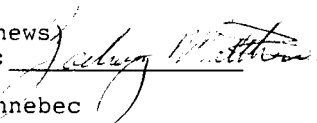
6 FISCAL NOTE

7 This bill requires additional funding to allow
8 the prison to contract for treatment services. Due
9 to the estimated effective date of the bill, only 50%
10 of the funding is provided in fiscal year 1988.'

11 STATEMENT OF FACT

12 The purpose of this amendment is to require drug
13 abuse treatment for persons convicted of aggravated
14 trafficking or furnishing of scheduled drugs. Many
15 persons engaged in trafficking or furnishing drugs
16 repeatedly to minors have drug abuse problems. Under
17 the bill, these convicted person will receive manda-
18 tory prison terms. A judge will not, for example, be
19 able to sentence such a person to probation condi-
20 tioned on the person receiving drug abuse treatment.
21 This amendment will require the State to address the
22 drug abuse problems of drug offenders receiving man-
23 datory prison sentences, since the option of address-
24 ing these problems through other sentencing options
25 is foreclosed by the bill.

26 3493061287

27 (Sen. Matthews)
28 SPONSORED BY: 

29 COUNTY: Kennebec

Reproduced and Distributed Pursuant to Senate Rule 12.
6-12-87 (Filing Number S-206.