

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST SPECIAL SESSION - 1989

Legislative Document

No. 1804

H.P. 1303

House of Representatives, August 18, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Received by the Clerk of the House on August 17, 1989. Referred to the Committee on Appropriations and Financial Affairs and 1,400 ordered printed pursuant to Joint Rule 14.

A handwritten signature in black ink that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative MAYO of Thomaston.
Cosponsored by Senator BUSTIN of Kennebec.

STATE OF MAINE

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

**An Act Concerning Reimbursement to Municipalities with Certain
State Facilities.**



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

4 Sec. 1. 34-A MRSA c. 1, sub-c. IV is enacted to read:

6 SUBCHAPTER IV

8 PAYMENTS TO MUNICIPALITIES IN WHICH

10 CORRECTIONAL FACILITIES ARE LOCATED

12 §1601. Payments to municipalities

14 The State shall annually on April 1st make payments to those
16 municipalities in which correctional facilities are located. For
18 purposes of this subchapter, "correctional facility" has the same
20 meaning as in section 1001, subsection 6.

22 §1602. Amount of payment

24 The annual payment to each eligible municipality shall be
26 calculated at a rate of \$300 for each prisoner housed in
28 correctional facilities located in that municipality, based on
30 the average daily population count from the prior calendar year.

32 §1603. Effective date

34 This subchapter shall take effect when the 100-bed maximum
36 security prison, as authorized in Private and Special Law 1985,
38 chapter 142, and Public Law 1987, chapter 445, to be located in
40 Warren, becomes operational and begins to house prisoners.

42 Sec. 2. 34-B MRSA c. 1, sub-c. IV is enacted to read:

44 SUBCHAPTER IV

46 PAYMENTS TO MUNICIPALITIES IN WHICH

48 STATE INSTITUTIONS ARE LOCATED

50 §1601. Payments to municipalities

52 The State shall annually on April 1st make payments to those
municipalities in which state institutions are located. For
purposes of this subchapter "state institution" has the same
meaning as in section 1001, subsection 8.

§1602. Amount of payment

The annual payment to each eligible municipality shall be
calculated at a rate of \$300 for each resident housed in state
institutions located in that municipality, based on the average
daily population count from the prior calendar year.

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§1603. Effective date

This subchapter shall take effect when the 100-bed maximum security prison, as authorized in Private and Special Law 1985, chapter 142 and Public Law 1987, chapter 445, to be located in Warren, becomes operational and begins to house prisoners.

FISCAL NOTE

Enactment of this legislation will require a General Fund appropriation of approximately \$965,000 in fiscal year 1991-92. It is in this fiscal year that the 100-bed maximum security prison facility in Warren is expected to be operational. Payments to municipalities with state prison facilities is expected to cost the State approximately \$680,000 per year, based on current population, new authorized beds and the requested bond issue. Payments to municipalities with state mental health and mental retardation facilities is expected to cost the State approximately \$285,000 per year, based on current average daily populations.

STATEMENT OF FACT

This bill provides for payments by the State to municipalities in which correctional, mental health and mental retardation facilities are located. These provisions will not become effective until the 100-bed maximum security prison in Warren becomes operational and begins to house prisoners.