

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

C  
O  
M  
M  
I  
T  
T  
E  
E  
A  
M  
E  
N  
D  
M  
E  
N  
T

2  
4  
6  
8  
10  
12  
14  
16  
18  
20  
22  
24  
26  
28  
30  
32  
34  
36  
38  
40  
42  
44

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
115TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 94, L.D. 135, Bill, "An Act to Provide for Community Service as an Alternative to Fines for Persons Convicted of Operating Under the Influence"

Amend the bill by striking out all of section 6 and inserting in its place the following:

'Sec. 6. 29 MRSA §1312-B, sub-§2, ¶H is enacted to read:

H. If the court finds that a person is financially unable to pay the minimum fine required under paragraph A, B, C or D, and that an opportunity for community service commensurate with the amount of the fine imposed exists in the person's community, the court may impose the community service requirement in lieu of the fine. The county shall monitor compliance with the community service requirement.'

STATEMENT OF FACT

The amendment clarifies that the court may impose a community service requirement in lieu of a fine rather than imposing and suspending the fine. The amendment also clarifies that the county is responsible for overseeing the community service imposed.

The Department of Corrections has prepared the following correctional impact statement pursuant to the Maine Revised Statutes, Title 34-A, section 1402: "Counties will be able to implement the requirements of this bill with existing funding that is available to them pursuant to Title 34-A, section 1210, subsection 6-A. Under that provision, a county may apply to the

COMMITTEE AMENDMENT "A" to H.P. 94, L.D. 135

2 state for some of the \$279,000 retained by the State for the use  
of counties to hire staff to develop and coordinate  
4 community-based programs, including the type of community service  
programs required by the bill."

Reported by the Minority of the Committee on Legal Affairs  
Reproduced and distributed under the direction of the Clerk of the  
House

(4/4/91)

(Filing No. H-78)