

MAINE STATE LEGISLATURE

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JOK
R. of S.

L.D. 139

(Filing No. H-145)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 97,
L.D. 139, Bill, "An Act to Increase the County Share of the
Government Operations Surcharge Fund"

Amend the amendment by inserting after the title the
following:

'Amend the bill by striking out the title and substituting
the following:

'An Act to Increase the County Share and Change the Name of the
Government Operations Surcharge Fund'

Further amend the amendment in section 1 by striking out all
of that part designated "\$1057." and inserting in its place the
following:

'§1057. Jail Operations Surcharge Fund

1. Fund established. There is hereby established a fund to
be known as the Government Jail Operations Surcharge Fund. This
fund must be maintained by the Treasurer of State for the sole
purpose of reimbursing counties for costs associated with
operations of the jail system.

2. Surcharge imposed. A surcharge of 10% must be added to
every fine, forfeiture or penalty imposed by any court in this
State, which, for the purposes of collection and collection
procedures, is considered a part of the fine, forfeiture or
penalty. All funds collected as a result of this surcharge must
be deposited monthly in the Government Jail Operations Surcharge
Fund.

3. Reimbursement to counties. Monthly, the Treasurer of
State shall make payments from this--fund the Jail Operations
Surcharge Fund to each county in the same proportion as the total
amount paid-to-that of revenue obtained by the courts of each

HOUSE AMENDMENT

2 county ~~from~~ bears to the total amount-deposited-into-the-fund
3 obtained from all courts during the previous fiscal year ending
4 June-30,-1991-bears-to-the-total-amount-deposited-into-the-fund
5 during-the-fiscal-year-ending-June-30,-1991, except that a county
6 may not receive an amount greater than the prior year's
7 expenditures on its jail. The amount of total payments made to
8 counties must equal 2% of the total fines, forfeitures and
9 penalties, including this surcharge, received by the Treasurer of
10 State, except that beginning July 1, 1995, the percent of the
11 total fines, forfeitures and penalties, including the surcharge,
12 paid to the counties must increase by 1% each year until all
13 money paid into the fund is paid to the counties or an amount
14 equal to the county's prior year's expenditures on its jail has
15 been paid to each county. The Any balance remaining in the
16 Government Jail Operations Surcharge Fund at the end of each
17 month must accrue to the General Fund.'

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STATEMENT OF FACT

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This amendment amends the committee amendment to change the
name of the Government Operations Surcharge Fund back to the Jail
Operations Surcharge Fund, as it was named before 1991.

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Filed by Rep. Rowe of Portland

Reproduced and distributed under the direction of the Clerk of the
House

4/13/93

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