MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 569

H.P. 443

House of Representatives, February 22, 1993

An Act to Clarify the Days During Which Prisoners May Be Delivered to the Custody of the Department of Corrections.

Submitted by the Department of Corrections pursuant to Joint Rule 24. Reference to the Joint Select Committee on Corrections suggested and ordered printed.

OSEPH W. MAYO, Clerk

Presented by Representative OLIVER of Portland. Cosponsored by Representative: OTT of York.

	Be	it	enacted	by	the	Peor	ole of	'the	State	of	Maine	as	follows
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Sec. 1.	34-A MRSA	§3261, sub-§2	\mathbf{N}, \mathbf{N} , as	repealed	and replaced
by PL 1983,	c. 581, §§3	8 and 59, is	amended t	to read:	

B. Deliver the convict to the officer in charge of the prison between the hours of 8 a.m. and 4 p.m. en-any-day Monday to Friday, except for holidays, unless prior arrangements for an alternative time have been made with the warden, accompanied by a duly signed warrant of commitment and record, as provided by Title 15, section 1707;

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Sec. 2. 34-A MRSA §3407, sub-§2, ¶B, as enacted by PL 1983, c. 581, §§43 and 59, is amended to read:

B. Deliver the convict to the officer in charge of the center between the hours of 8 a.m. and 4 p.m. Monday to Friday, except for holidays, unless prior arrangements are made and approved by the superintendent, en-any-day accompanied by a duly signed warrant of commitment and record, as provided by Title 15, section 1707;

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STATEMENT OF FACT

26 the laws provide that sheriffs may Currently, prisoners to the Maine State Prison and to the Maine Correctional Center on any day. Because of staffing and budgetary constraints 28 of both facilities and the sheriff's departments, practice is 30 generally to deliver prisoners only on regular weekdays. specifies the receiving days, but still allows Department of Corrections to make exceptions, if appropriate, 32 The purpose of this bill is to upon request of a sheriff. 34 minimize the need to incur the extra expenses of calling staff in on holidays and weekends.