

# MAINE STATE LEGISLATURE

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OK  
R. of S.

L.D. 892

(Filing No. H- 287 )

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

COMMITTEE AMENDMENT "A" to H.P. 654, L.D. 892, Bill, "An Act to Extend Criminal Sanctions to Certain Child Protective Orders"

Amend the bill by inserting after the enacting clause the following:

'Sec. 1. 22 MRSA §4036, sub-§5 is enacted to read:

5. Notice of criminal penalties. If an order is issued under this section that contains a provision subject to criminal penalties under section 4036-A, the order must indicate in a clear and conspicuous manner the potential consequences of violating the order.'

Further amend the bill by renumbering the sections to read consecutively.

Further amend the bill by inserting at the end before the statement of fact the following:

FISCAL NOTE

This bill establishes a new Class D crime. Sentences imposed for Class D offenses must be served in a county jail. The average cost per sentence for a Class D crime is \$7,439 based on an average length of stay of 119 days. The additional costs to the counties for the housing of each offender sentenced under this new crime will not require reimbursement by the State.

COMMITTEE AMENDMENT

H. of S.

COMMITTEE AMENDMENT "A" to H.P. 654, L.D. 892

2 The Judicial Department may require additional General Fund  
3 appropriations to cover indigent defense costs related to these  
4 new cases. The amounts can not be estimated at this time. The  
5 additional workload and administrative costs associated with the  
6 minimal number of new cases filed in the court system can be  
7 absorbed within the budgeted resources of the Judicial  
8 Department's administrative account. The collection of  
9 additional fines may also increase General Fund revenues by a  
10 minor amount.

11 The Judicial Department will incur some minor additional  
12 costs to include a notice of criminal penalty in child protective  
13 orders. These costs can be absorbed within the Judicial  
14 Department's existing budgeted resources.

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18 STATEMENT OF FACT

19 This amendment requires that orders subject to criminal  
20 penalties contain a notice of the potential consequences of  
21 violating the order. The amendment also adds a fiscal note.  
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Reported by the Committee on Judiciary  
Reproduced and distributed under the direction of the Clerk of the  
House  
5/12/93 (Filing No. H-287)