

MAINE STATE LEGISLATURE

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R. of S.

L.D. 1069

(Filing No. S-136)

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STATE OF MAINE
SENATE
116TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 355, L.D. 1069, Bill, "An Act to Amend the Maine Civil Rights Law Regarding Violations of Constitutional Rights"

Amend the bill in section 1 in that part designated "~~§4681.~~" in the first paragraph in the 23rd to 25th lines (page 1, lines 31 to 33 in L.D.) by striking out the following: "except that, if bodily injury results from the violation, that violation constitutes a Class C crime"

Further amend the bill in section 2 in that part designated "~~§4682.~~" in the first paragraph in the 18th and 19th lines (page 2, lines 20 and 21 in L.D.) by striking out the following: "except that, if bodily injury results from the violation, that violation constitutes a Class C crime"

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

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A " to S.P. 355, L.D. 1069

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

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STATEMENT OF FACT

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This amendment removes the provisions of the bill that made
a violation of an order or injunction under the civil rights laws
14 a Class C crime if the violation resulted in bodily injury.

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Reported by Senator Conley for the Committee on Judiciary.
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