

# MAINE STATE LEGISLATURE

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R. of S.

L.D. 1450

(Filing No. H-400 )

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

COMMITTEE AMENDMENT "A" to H.P. 1084, L.D. 1450, Bill, "An Act Concerning the Operation of Aircraft under the Influence of Intoxicating Liquor or Drugs"

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 upon 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.

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.

The additional costs to pay for testing aircraft pilots for drug/alcohol abuse can be absorbed by the Department of Transportation utilizing existing budgeted resources.

**COMMITTEE AMENDMENT**

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 1084, L.D. 1450

STATEMENT OF FACT

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This amendment adds a fiscal note.

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6 The Department of Corrections has prepared the following  
 8 correctional impact statement pursuant to the Maine Revised  
 10 Statutes, Title 34-A, section 1402: "L.D. 1450, An Act Concerning  
 12 the Operation of Aircraft under the Influence of Intoxicating  
 14 Liquor or Drugs creates a new Class D offense for violation of  
 this proposed section. A sentence imposed for a Class D offense  
 must be served in a county jail facility. Looking at sentences  
 served for Class D offenses in county jails, the average length  
 of stay was found to be about 119 days. The average costs per  
 day in a county jail are \$62.51. The average cost per sentence  
 for a Class D crime is \$7,439."

Reported by the Committee on Legal Affairs  
 Reproduced and distributed under the direction of the Clerk of the  
 House  
 5/24/93 (Filing No. H-400)