

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

R. of S. 2

4

6

8

10

12

14

16

18

20

22

24

26

28

30

32

34

36

38

40

42

44

46

STATE OF MAINE
SENATE
116TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "H" to COMMITTEE AMENDMENT "A" to S.P. 478, L.D. 1477, Bill, "An Act to Implement the Recommendations of the Special Commission on Electoral Practices"

Amend the amendment by striking out all of sections 35 and 40.

Further amend the amendment in section 43 in that part designated "§737-A." in subsection 9 in the last line (page 17, line 21 in amendment) by striking out the following: "court" and inserting in its place the following: 'Commission on Governmental Ethics and Election Practices'

Further amend the amendment in section 43 in that part designated "§737-A." in subsection 10 in the first paragraph in the first line (page 17, line 23 in amendment) by striking out the following: "court" and inserting in its place the following: 'Commission on Governmental Ethics and Election Practices'

Further amend the amendment in section 43 in that part designated "§737-A." in subsection 10 in the 4th line (page 17, line 26 in amendment) by striking out the following: "clerk of the Supreme Judicial Court" and inserting in its place the following: 'Commission on Governmental Ethics and Election Practices'

Further amend the amendment in section 43 in that part designated "§737-A." in subsection 10 by striking out all of the blocked paragraph (page 17, lines 28 to 31 in amendment)

Further amend the amendment in section 44 in that part designated "§738." in the first paragraph in the last 2 lines (page 18, lines 3 and 4 in amendment) by striking out the

R. of S.

2 following: "~~Commission on Governmental Ethics and Election~~
3 ~~Practices as provided under Article IV Supreme Judicial Court.~~"
4 and inserting in its place the following: 'Commission on
5 Governmental Ethics and Election Practices as provided under
6 Article IV.'

8 Further amend the amendment by striking out all of sections
9 45 and 46.

10 Further amend the amendment by renumbering the sections to
11 read consecutively.

12 Further amend the amendment by striking out all of the
13 fiscal note and inserting in its place the following:

16 **FISCAL NOTE**

18 **1993-94**

20 **APPROPRIATIONS/ALLOCATIONS**

22 General Fund \$63,000

24 The Department of the Secretary of State will require an
25 additional General Fund appropriation of \$63,000 in fiscal year
26 1993-94 for providing municipalities with sufficient metal boxes
27 to place the used ballots in. This appropriation is based on the
28 purchase and distribution of approximately 3,000 boxes to 676
29 municipalities at a cost of \$21 apiece.

32 This bill increases the class of crime for several offenses,
33 resulting in additional costs to state and county correctional
34 facilities.

36 Sentences of more than 9 months for Class B crimes must be
37 served in a state correctional institution. The cost to the
38 State per sentence is \$84,563 based upon an average length of
39 stay of 3 years and 6 months. The State also must reimburse
40 counties for sentences served in county jails of 9 months or less
41 for this new crime pursuant to the Communities Corrections Act.

42 Sentences of more than 9 months for Class C crimes must be
43 served in a state correctional institution. The cost to the
44 State per sentence is \$42,050 based upon an average length of
45 stay of one year and 9 months. The State also must reimburse
46 counties for sentences served in county jails of 9 months or less
47 for this new crime pursuant to the Communities Corrections Act.

R. of S.

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 478,
L.D. 1477

2 Sentences imposed for Class D offenses must be served in a
3 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
5 additional cost to the counties for the housing of each offender
6 sentenced under this new crime will not require reimbursement by
7 the State.

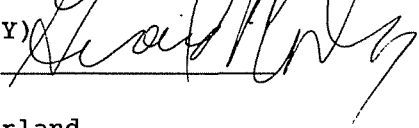
8 The Judicial Department may require additional General Fund
9 appropriations to cover increased indigent defense costs. The
10 collection of additional fines may increase General Fund revenue
11 by minor amounts.

12 The additional costs to investigate and prosecute alleged
13 violations of the election laws can be absorbed by the Department
14 of the Attorney General utilizing existing budgeted resources.

15 The State Police can absorb within existing budgeted
16 resources the costs associated with storing and securing ballots
17 for recounts.'

22
23 **STATEMENT OF FACT**

24 This amendment removes those provisions of the committee
25 amendment that allow disputed elections for state offices to be
26 determined by the Chief Justice of the Supreme Judicial Court.
27

28
29
30 (Senator CONLEY) 
31 SPONSORED BY: _____
32
33 COUNTY: Cumberland

SENATE AMENDMENT