

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 812

H.P. 602

House of Representatives, March 14, 1995

An Act to Amend the Laws Specifying the Place of Imprisonment.

Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative WHEELER of Bridgewater.
Cosponsored by Senator FERGUSON of Oxford and
Representatives: AHEARNE of Madawaska, BAILEY of Township 27, BUNKER of Kossuth
Township, CLARK of Millinocket, CLUKEY of Houlton, DESMOND of Mapleton,
DONNELLY of Presque Isle, GWADOSKY of Fairfield, JACQUES of Waterville, JOY of
Crystal, KNEELAND of Easton, LAYTON of Cherryfield, LINDAHL of Northport,
MARTIN of Eagle Lake, McALEVEY of Waterboro, MITCHELL of Vassalboro,
MORRISON of Bangor, NASS of Acton, O'NEAL of Limestone, POULIN of Oakland,
SIROIS of Caribou, STEDMAN of Hartland, Senators: BENOIT of Franklin, MICHAUD of
Penobscot, PARADIS of Aroostook.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 17-A MRSA §1252, sub-§1, ¶C**, as enacted by PL 1989, c.
6 925, §11, is repealed.

8 **STATEMENT OF FACT**

10 Until January 1, 1995, for a person convicted of a Class A,
12 B or C crime other than murder and sentenced to a term of
14 incarceration, if the term was 9 months or less, the court had to
16 specify a county jail as the place of incarceration; if the term
was longer than 9 months, the person had to be sentenced to the
Department of Corrections. After January 1, 1995, the cutoff for
incarceration in a county jail has been increased to 12 months or
less.

18 This bill repeals the law that increases the cutoff to 12
months, thus restoring the old cutoff for terms of incarceration
to county jails to 9 months or less.