

MAINE STATE LEGISLATURE

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DATE: April 25, 1995

(Filing No. S-84)

CRIMINAL JUSTICE

Reported by: Senator BENOIT of Franklin for the Committee.

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**STATE OF MAINE
SENATE
117TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A " to S.P. 332, L.D. 913, Bill, "An Act to Repeal the Sunset Provision Regarding Drug Recognition Technicians and Amend the Definition of Drugs in the Operating-under-the-influence Statutes"

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

FISCAL NOTE

This bill may result in an additional number of Class D and Class C violations. Sentences of more than 12 months imposed for Class C crimes must be served in a state correctional institution. The cost to the State per sentence is \$48,584 based upon an average length of stay of one year and 9 months. The State also must reimburse counties for sentences served in county jails of 12 months or less for Class C crimes.

If a jail sentence for a Class D crime is imposed, the additional costs to the counties are estimated to be \$83.22 per day for each offender. These costs are not reimbursed by the State. The number of prosecutions that may result in a jail sentence and the resulting costs to the county jail system are expected to be insignificant.

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

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COMMITTEE AMENDMENT "A" to S.P. 332, L.D. 913

2 absorbed within the budgeted resources of the Judicial
Department. The collection of additional fines may also increase
4 General Fund revenue by minor amounts.'

6 **STATEMENT OF FACT**

8 This amendment adds a fiscal note to the bill.