

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 1052

S.P. 375

In Senate, March 28, 1995

An Act to Allow the Collection of Reimbursement for Medical Expenses.

Submitted by the Department of Corrections pursuant to Joint Rule 24.
Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS
Secretary of the Senate

Presented by Senator BENOIT of Franklin.
Cosponsored by Representative: THOMPSON of Naples.

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

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Sec. 1. 34-A MRSA §3032, sub-§5-A, ¶A, as amended by PL 1991,
4 c. 314, §38, is further amended to read:

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A. Restitution may be imposed for the purpose of replacing
or repairing property destroyed or damaged by the prisoner
8 or juvenile or for paying the cost of medical care incurred
by the conduct of the prisoner or juvenile while the
10 prisoner or juvenile is at the institution. When
restitution is imposed as a punishment at a facility, any
12 prisoner or any juvenile who is subject to that punishment
and who is able to generate income from whatever source,
14 shall pay 25% of that income to the facility where the
damage occurred or to the facility that provided for the
16 medical care. The facility shall collect that income and
apply it to defray the cost of replacement or repair of the
18 items destroyed or damaged or for the cost of medical care
provided. Restitution is may not be authorized if the
20 imposition of that punishment would create an excessive
financial hardship, as determined by the department, on the
22 dependents of the client. Any payments made for the support
of the dependents that ~~is~~ are required by the Department of
24 Human Services ~~is~~ are not available for restitution payments.

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STATEMENT OF FACT

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This bill allows facilities that provide medical care to any
30 person as a result of a disciplinary infraction by a prisoner or
juvenile to be reimbursed.