

MAINE STATE LEGISLATURE

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H. of S.

L.D. 1685

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DATE: 2/13/96 (Filing No H- 701)

CRIMINAL JUSTICE

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1232, L.D. 1685, Bill. "An Act to Provide Recovery for Motor Vehicle Damage to Forest Lands"

Amend the bill by striking out the title and substituting the following:

'An Act to Provide Protection from Motor Vehicle Damage to Forest Lands'

Further amend the bill in section 1 in that part designated "§3853-D." in subsection 1 in the 3rd line (page 1, line 10 in L.D.) by inserting after the following: "forest land" the following: 'in fact'

Further amend the bill in section 1 in that part designated "§3853-D." in subsection 3 in paragraph A in the last line (page 1, line 41 in L.D.) by striking out the following: "forestland" and inserting in its place the following: 'forest land'

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

'FISCAL NOTE

This bill may increase prosecutions for Class E crimes. If a jail sentence is imposed, the additional costs to the counties are estimated to be \$83.70 per day per prisoner. 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 additional workload and administrative costs associated with the minimal number of new cases filed in the court system

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 1232, L.D. 1685

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

6 **STATEMENT OF FACT**

8 The amendment changes the title to represent the intent of
9 the bill, which is to create a crime, not a process for civil
10 recovery. The amendment also clarifies that the crime is one of
11 strict liability.

12 The amendment makes a technical correction and adds a fiscal
13 note to the bill.

14 The Department of Corrections has prepared the following
15 correctional impact statement pursuant to the Maine Revised
16 Statutes, Title 34-A, section 1402: "L.D. 1685, "An Act to
17 Provide Recovery for Motor Vehicle Damage to Forest Lands" would
18 expand the use of an existing Class E penalties.

19 Sentences imposed for a Class E offense resulting in
20 incarceration must be served in a county jail. The average cost
21 per sentence to the county for a Class E offense is \$5,608."
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