

MAINE STATE LEGISLATURE

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CRIMINAL JUSTICE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 569, L.D. 760, Bill, "An Act to Increase Penalties for Subsequent Violations of the Laws Prohibiting Indecent Conduct"

Amend the bill in section 1 by striking out all of subsection 3 and inserting in its place the following:

'3. Indecent conduct is a Class E crime, except that it is a Class D crime and the authorized probationary period may be doubled if the defendant has 2 or more prior convictions for violation of this section or section 256. For purposes of this subsection, the dates of the prior convictions may not precede the commission of the offense by more than 10 years, although the prior convictions may have occurred on the same date. The date of a conviction is deemed to be the date that sentence is imposed, even though an appeal is taken. The date of commission of the offense being enhanced is presumed to be that date stated in the complaint, information or indictment, notwithstanding the use of the words "on or about" or the equivalent.'

Further amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

This bill increases the penalty for certain crimes from Class E to Class D crimes. If the number of jail sentences is increased, the cost to the counties is estimated to be \$83.78 per day per prisoner with increased jail time. Costs to the counties for both Class D and E crimes are not reimbursed by the State. The amount of any increase of jail time and the resulting costs to the county jail system are expected to be insignificant.

COMMITTEE AMENDMENT

