

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

2  
3  
4  
5

L.D. 137

DATE: 5-19-99

(Filing No. H-626)

MINORITY  
JUDICIARY

2  
4  
6  
8

Reproduced and distributed under the direction of the Clerk of the House.

12  
14  
16

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
119TH LEGISLATURE  
FIRST REGULAR SESSION

18

COMMITTEE AMENDMENT "A" to H.P. 106, L.D. 137, Bill, "An Act to Require Parental Notification for Minors Seeking Abortions"

20

Amend the bill by inserting at the end before the summary the following:

22

24

FISCAL NOTE

26

This bill may increase prosecutions for Class D and C crimes. Sentences of more than 9 months imposed for Class C crimes must be served in a state correctional institution. The cost to the State per sentence is \$61,894 based upon an average length of stay of 2 years and 3 months. The State also must reimburse counties for sentences served in county jails of 9 months or less for Class C crimes. If a jail sentence is imposed for Class D crimes, the additional costs to the counties are estimated to be \$82.48 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.

28

30

32

34

36

38

The Judicial Department will require additional General Fund appropriations to cover indigent defense, guardian ad litem, expert witnesses, security, and additional staffing costs related to these new cases. The amount and the timing of General Fund appropriations to cover these additional expenditures can not be determined at this time. This bill may also increase the number of civil suits filed in the court system. The additional workload and administrative costs associated with the minimal number of new civil suits filed can be absorbed within the

40

42

44

46

48

COMMITTEE AMENDMENT

A. 4. 5.

COMMITTEE AMENDMENT "A" to H.P. 106, L.D. 137

2 budgeted resources of the Judicial Department. The collection of  
3 additional fines and filing fees may also increase General Fund  
4 revenue by minor amounts.

6 The requirement that Probate Courts appoint a guardian ad  
7 litem and hear any petition relating to an abortion for a minor  
8 within 5 working days represents a state mandate pursuant to the  
9 Constitution of Maine. The additional costs on county government  
10 can not be determined at this time. General Fund appropriations  
11 will be required to fund at least 90% of the additional costs  
12 unless a Mandate Preamble is amended to the bill and two-thirds  
13 of the members of each House vote to exempt this mandate from the  
14 funding requirement.

16 This bill may also result in additional license suspensions,  
17 which may decrease dedicated revenue to the Board of Licensure in  
18 Medicine, affiliated with the Department of Professional and  
19 Financial Regulation, by minor amounts. The additional costs  
20 associated with these suspensions can be absorbed by the board  
21 utilizing existing budgeted resources.'

22 **SUMMARY**

24 This amendment is the minority report of the committee.  
26 This amendment adds a fiscal note to the bill.

**COMMITTEE AMENDMENT**