

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 144

H.P. 113

House of Representatives, January 11, 1999

**An Act to Make Corrections to the Laws Governing the County Jail
Prisoner Support and Community Corrections Fund.**

Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative WHEELER of Bridgewater.
Cosponsored by Senator KIEFFER of Aroostook and
Representatives: AHEARNE of Madawaska, BELANGER of Caribou, CLARK of
Millinocket, McALEVEY of Waterboro, O'NEAL of Limestone, PINKHAM of Lamoine,
SHERMAN of Hodgdon.

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

2
4 **Sec. 1. 5 MRSA §1665, sub-§2-A** is enacted to read:

6 **2-A. Inclusion in estimate; additional duty of Department**
8 **of Corrections.** In preparing budget estimates pursuant to this
10 section, the Department of Corrections shall include in its
12 proposed current services budget estimates:

14 A. The amount necessary to fully fund the County Jail
16 Prisoner Support and Community Corrections Fund, established
18 in Title 34-A, section 1210-A, subsection 2, at current
20 levels, based on the United States Consumer Price Index
22 established by the United States Department of Labor, Bureau
24 of Labor Statistics; or

26 B. A statement identifying the specific appropriations that
28 will be eliminated or reduced in the event that funds are
30 not budgeted to satisfy the Department of Corrections'
32 responsibility for fully funding the County Jail Prisoner
34 Support and Community Corrections Fund at current levels.
36 The statement must indicate which counties and which
38 purposes of the fund will be affected.

40 The analysis and statement required by this subsection must be
42 included in the state budget document pursuant to section 1664.

44 **Sec. 2. Legislative intent.** It is the intent of the Legislature
46 that full funding for the County Jail Prisoner Support and
48 Community Corrections Fund, established in the Maine Revised
50 Statutes, Title 34-A, section 1210-A, subsection 2, adjusted by a
factor equal to the percent change in the United States
Department of Labor, Bureau of Labor Statistics' Consumer Price
Index, be included in the Governor's current services
recommendations. If the Governor submits legislation setting
forth appropriations and allocations for the County Jail Prisoner
Support and Community Corrections Fund that differs from the full
budget request submitted by the Department of Corrections, the
Governor shall simultaneously submit a report to the joint
standing committee of the Legislature having jurisdiction over
corrections and criminal justice matters and the joint standing
committee of the Legislature having jurisdiction over
appropriations and financial affairs explaining why the
Governor's legislation differs from the Department of
Corrections' budget submission.

SUMMARY

50 The bill directs the Department of Corrections to include in
its proposed current services budget estimates the amount

2 necessary to fully fund the County Jail Prisoner Support and
Community Corrections Fund at current levels, based on the United
4 States Consumer Price Index established by the United States
Department of Labor, Bureau of Labor Statistics.

6 The bill also includes unallocated language that expresses
the Legislature's intent that in the Governor's current services
8 recommendations the Governor provide for full funding of the
County Jail Prisoner Support and Community Corrections Fund,
10 adjusted by a factor equal to the percent change in the United
States Bureau of Labor Statistics' Consumer Price Index. If the
12 Governor's recommendations do not include full funding, then the
Governor shall submit a report to the joint standing committee of
14 the Legislature having jurisdiction over corrections and criminal
justice matters and the joint standing committee of the
16 Legislature having jurisdiction over appropriations and financial
affairs explaining why the Governor's legislation differs from
18 the Department of Corrections' budget submission.