

MAINE STATE LEGISLATURE

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L.D. 2651

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DATE: 4-3-00

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CRIMINAL JUSTICE

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

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
SECOND REGULAR SESSION**

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COMMITTEE AMENDMENT "A" to H.P. 1906, L.D. 2651, "Resolve,
to Establish the Commission to Study Domestic Violence"

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Amend the resolve in section 2 by striking out all of
subsections 1 to 3 (page 1, lines 34 to 43 in L.D.) and inserting
in their place the following:

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'1. Two members of the Senate, one who sits on the Joint
Standing Committee on Criminal Justice and one who sits on the
Joint Standing Committee on Judiciary, appointed by the President
of the Senate;

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2. Three members of the House of Representatives, 2 who sit
on the Joint Standing Committee on Criminal Justice and one who
sits on the Joint Standing Committee on Judiciary, appointed by
the Speaker of the House;

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3. One member of the Maine Association of Clerks of Courts
who works in the District Court, selected by that association;'

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Further amend the resolve in section 2 by striking out all
of subsection 9 (page 2, lines 11 and 12 in L.D.) and inserting
in its place the following:

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'9. A survivor of domestic violence, appointed by the
President of the Senate;'

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Further amend the resolve in section 2 by striking out all
of subsection 12 (page 2, lines 20 and 21 in L.D.) and inserting
in its place the following:

COMMITTEE AMENDMENT

'12. The chair of the Maine Association of Batterers Intervention Programs or the chair's designee;'

Further amend the resolve in section 2 by striking out all of subsections 14 and 15 (page 2, lines 27 to 32 in L.D.) and inserting in their place the following:

'14. The Chief of the State Police or the chief's designee; and

15. The Attorney General or the Attorney General's designee.'

Further amend the resolve in section by striking out all of the last indented paragraph (page 2, line 34 to 39 in L.D.) and inserting in its place the following:

'The commission shall ask the Chief Justice of the Supreme Judicial Court to designate a judge or retired judge from the District Court to serve on the commission as a voting member. Members who are Legislators may serve only while Legislators. If necessary, the President of the Senate and Speaker of the House shall appoint new legislative members; and be it further'

Further amend the resolve in section 5 by striking out all of subsections 2 to 5 (page 3, lines 18 to 27 in L.D.) and inserting in their place the following:

'2. Increasing enforcement of probation and bail conditions; and

3. Examining the handling of all aspects of domestic violence cases from investigation to prosecution to movement through the court system; and be it further'

Further amend the resolve by striking out all of section 10 and inserting in its place the following:

'Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

2000-01

LEGISLATURE

Commission to Study Domestic Violence

R.S.

COMMITTEE AMENDMENT "A" to H.P. 1906, L.D. 2651

2	Personal Services	\$1,100
	All Other	2,800
4	Provides funds for the per diem and expenses of legislative members and expenses of other eligible members of the Commission to Study Domestic Violence.	

10 **LEGISLATURE**

12 **TOTAL** \$3,900'

14 Further amend the resolve by inserting at the end before the summary the following:

18 **FISCAL NOTE**

20 **2000-01**

22 **APPROPRIATIONS/ALLOCATIONS**

24	General Fund	\$3,900
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28 This resolve includes a General Fund appropriation of \$3,900 in fiscal year 2000-01 for the Legislature for the per diem and expenses of legislative members and expenses of other eligible members of the Commission to Study Domestic Violence. The estimated future costs in fiscal year 2001-02 will be approximately \$4,400 and include the costs to print the required report.

36 The additional costs associated with providing staffing assistance to the commission during the interim between legislative sessions can be absorbed by the Legislature utilizing existing budgeted resources. If an extension of the reporting deadline is granted and the commission requires staffing assistance during the legislative session, the Legislature may require an additional General Fund appropriation to contract for staff services.

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46 The Department of the Attorney General, the Department of Corrections and the Department of Public Safety will incur some minor additional costs to participate as members of the commission and to provide assistance to the commission if requested to do so. These costs can be absorbed within the departments' existing budgeted resources.

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 1906, L.D. 2651

2 The additional costs associated with participating as a
member of the commission can be absorbed by the Judicial
Department utilizing existing budgeted resources.'

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SUMMARY

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This amendment changes the membership to include one Senate member and one House member who serve on the Joint Standing Committee on Judiciary. The amendment clarifies that the member who is a clerk works in the District Court. The amendment also adds a survivor of domestic violence and the chair of the Maine Association of Batterers Intervention Programs and replaces the Commissioner of Public Safety with the Chief of the State Police. The amendment clarifies that legislative members serve only while Legislators, and if necessary, the presiding officers appoint new legislative members.

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The amendment narrows the commission's duties by eliminating those duties related to education and sentencing.

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The amendment also adds a fiscal note to the resolve.

COMMITTEE AMENDMENT