

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 48

H.P. 56

House of Representatives, January 16, 2003

An Act to Reduce Jail Overcrowding

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative WATSON of Bath.

Cosponsored by Representatives: CLARK of Millinocket, GROSE of Woolwich, HUTTON of Bowdoinham, LESSARD of Topsham, Senators: MAYO of Sagadahoc, TREAT of Kennebec.

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

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Sec. 1. 17-A MRSA §1206, sub-§9, as amended by PL 1999, c. 788, §6, is further amended to read:

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9. Whenever a previously suspended sentence of imprisonment for a Class A, Class B or Class C crime is vacated, in whole or in part, as the result of a probation revocation, the court must respecify the place of imprisonment for both the portion required to be served and any remaining suspended portion, if necessary, ~~to carry out the intent of~~ which must be the same place of imprisonment to which the person was originally sentenced as determined by section 1203, subsection 1-A, paragraph C.

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SUMMARY

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This bill requires that a person whose probation is revoked be resented to the place of imprisonment to which that person was originally sentenced.