

# 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)

7  
8  
9

L.D. 1186

DATE: 2.5.04

(Filing No. S-380)

2  
4  
6  
8  
10  
12  
14  
16  
18  
20  
22  
24  
26  
28  
30  
32  
34  
36  
38  
40  
42

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE  
SENATE  
121ST LEGISLATURE  
SECOND SPECIAL SESSION

SENATE AMENDMENT "A" to S.P. 390, L.D. 1186, Bill, "An Act to Revise the Reimbursement by the County Jail Prisoner Support and Community Corrections Fund and To Provide Additional Support to County Jails"

Amend the bill in section 1 in that part designated "**§1210-A.**" in subsection 3-A in paragraph A in the first line (page 2, line 27 in L.D.) by striking out the following: "2005" and inserting in its place the following: '2007'

Further amend the bill in section 1 in that part designated "**§1210-A.**" in subsection 3-A in paragraph B in the first line (page 2, line 30 in L.D.) by striking out the following: "2006" and inserting in its place the following: '2008'

Further amend the bill in section 1 in that part designated "**§1210-A.**" in subsection 3-A in paragraph C in the first line (page 2, line 33 in L.D.) by striking out the following: "2007" and inserting in its place the following: '2009'

Further amend the bill in section 1 in that part designated "**§1210-A.**" in subsection 3-A in paragraph D in the first line (page 2, line 36 in L.D.) by striking out the following: "2008" and inserting in its place the following: '2010'

Further amend the bill in section 1 in that part designated "**§1210-A.**" in subsection 3-A in paragraph E in the first line (page 2, line 39 in L.D.) by striking out the following: "2009" and inserting in its place the following: '2011'

**SENATE AMENDMENT**

ADD

2  
4  
6  
8  
10  
12  
14  
16  
18  
20  
22  
24  
26  
28  
30  
32  
34  
36  
38  
40

Further amend the bill in section 1 in that part designated "**§1210-A.**" by striking out all of subsections 9 and 10 (page 3, lines 44 to 50 and page 4, lines 1 to 19 in L.D.) and inserting in their place the following:

**'9. Surcharge imposed.** In addition to the 12% surcharge collected pursuant to Title 4, section 1057 and the 2% surcharge collected pursuant to Title 4, section 1057-A, an additional 1% surcharge must be added to every fine, forfeiture or penalty imposed by any court in this State, which for the purposes of collection and collection procedures is considered a part of the fine, forfeiture or penalty. Except as provided in subsection 10, all funds collected pursuant to this subsection are nonlapsing and must be deposited monthly in the County Jail Prisoner Support and Community Corrections Fund that is administered by the department. ~~Except as provided in subsection 10, all funds collected pursuant to this subsection must be distributed to counties that have experienced at least a 10% increase in their total annual jail operating budget or to counties that have issued bonds for the construction of a new jail or renovation of an existing jail and that meet all other requirements under subsection 4.~~ Funds distributed to counties pursuant to this subsection must be used for the sole purpose of funding costs of the support of prisoners detained or sentenced to county jails and for establishing and maintaining community corrections.

**10. Implementation.** The first \$23,658 collected under subsection 9 after the effective date of this subsection must be transferred to the Judicial Department to cover the costs of implementing the collection of surcharges.'

Further amend the bill in section 2 in the first line (page 4, line 28 in L.D.) by striking out the following: "2005" and inserting in its place the following: '2007'

**SUMMARY**


This amendment changes the date on which the Department of

**2008**

SENATE AMENDMENT "A" to S.P. 390, L.D. 1186

2 Corrections will start reimbursing each county for a portion of  
the actual costs of operating its jail from July 1, 2005 to July  
4 1, 2007.

6 **FISCAL NOTE REQUIRED**  
8 **(See attached)**

10 SPONSORED BY:   
12 (Senator STRIMLING)

14 COUNTY: Cumberland  
16

**SENATE AMENDMENT**

**121st Maine Legislature  
Office of Fiscal and Program Review**



**LD 1186**

**An Act to Revise the Reimbursement by the County Jail Prisoner Support and Community Corrections Fund and To Provide Additional Support to County Jails**

**LR 1176(04)**

**Fiscal Note for Senate Amendment *A***

**Sponsor: Sen. Strimling**

**Fiscal Note Required: Yes**

**Fiscal Note**

Future biennium cost increase - General Fund

|                                   | 2003-04 | 2004-05 | Projections<br>2005-06 | Projections<br>2006-07 |
|-----------------------------------|---------|---------|------------------------|------------------------|
| <b>Net Cost (Savings)</b>         |         |         |                        |                        |
| General Fund                      | \$0     | \$0     | \$0                    | \$0                    |
| <b>Appropriations/Allocations</b> |         |         |                        |                        |
| General Fund                      | \$0     | \$0     | \$0                    | \$0                    |

**Fiscal Detail and Notes**

This bill will require a General Fund appropriation of \$80,775 beginning in fiscal year 2007-08 to fund a Correctional Plans Coordinator to audit the county jail reimbursement requests. In addition, the Department of Corrections will require General Fund appropriations of \$1,900,000 in fiscal year 2008-09, \$5,100,000 in fiscal year 2009-10, \$7,300,000 in fiscal year 2010-11 and \$10,300,000 in fiscal year 2011-12 to fund the proposed change in the reimbursement to the county jails as a percentage of the actual costs versus a subsidy.