

# MAINE STATE LEGISLATURE

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R.O.S.

L.D. 1666

DATE: 6-1-05

(Filing No. H-617)

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
122ND LEGISLATURE  
FIRST SPECIAL SESSION

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1175, L.D. 1666, Bill, "An Act To Allow Counties a One-year Exemption For Jail Costs from the Limitation on County Assessments"

Amend the amendment by inserting after the title and before the first paragraph after the title the following:

'Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation needs to take effect before the expiration of the 90-day period in order to be in effect for fiscal year 2005-06; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, ' '

Further amend the amendment in the first paragraph after the title in the first line (page 1, line 23 in amendment) by striking out the following: "Amend" and inserting in its place the following: 'Further amend'

HOUSE AMENDMENT

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1175,  
L.D. 1666

Further amend the amendment in paragraph D in the last line  
(page 1, line 32 in amendment) by inserting after the following:  
"6 and 7" the following: 'but instead is limited to an increase  
over the prior fiscal year's expenditures for these items equal  
to the average annual percentage increase in expenditures for  
these items in that county in the previous 3 years'

Further amend the amendment by inserting after paragraph D  
the following:

'Further amend the bill by inserting at the end before the  
summary the following:

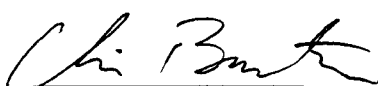
**'Sec. 3. County officials to use Department of Corrections services.**  
County officials responsible for administering county jails shall  
use available services provided by the Department of Corrections  
to minimize the costs of operating county jails.

**Emergency clause.** In view of the emergency cited in the  
preamble, this Act takes effect when approved.' '

## SUMMARY

This amendment provides that, for fiscal year 2005-06 in  
Sagadahoc County and fiscal year 2006 in all other counties, that  
portion of the county assessment that is necessary to fund jail  
costs for medical treatment of inmates and boarding prisoners in  
jails outside the county is limited to an increase over the prior  
fiscal year's expenditures for these items equal to the average  
annual percentage increase in expenditures for these items in  
that county in the previous 3 years. The amendment requires  
county officials responsible for administering county jails to  
use available services provided by the Department of Corrections  
to minimize the costs of operating county jails and adds an  
emergency preamble and an emergency clause.

## FISCAL NOTE REQUIRED (See attached)

SPONSORED BY:   
(Representative BARSTOW)

TOWN: Gorham



Approved: 06/01/05 *MAC*

# 122nd MAINE LEGISLATURE

LD 1666

LR 2372(05)

## An Act to Allow Counties a One-year Exemption for Jail Costs from the Limitation on County Assessments

Fiscal Note for House Amendment "B" to Committee Amendment "A"

Sponsor: Rep. Barstow

Fiscal Note Required: Yes

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### Fiscal Note

Minor cost increase - General Fund

#### Fiscal Detail and Notes

The additional costs associated with providing available services to county officials can be absorbed by the Department of Corrections utilizing existing budgeted resources.