MAINE STATE LEGISLATURE

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M
H. & S.

L.D. 239

Date: 1/17/08 Report C (Filing No. H-658)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE

HOUSE OF REPRESENTATIVES

123RD LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "C" to H.P. 201, L.D. 239, Bill, "An Act To Provide a Felony Penalty for Assault on a Firefighter"

Amend the bill in section 1 in §752-E in subsection 1 in the 3rd line (page 1, line 6 in L.D.) by inserting after the following: "duties" the following: 'at the scene of a fire or other emergency'

SUMMARY

This amendment is one of two minority reports of the Joint Standing Committee on Criminal Justice and Public Safety. The amendment specifies that the provision that establishes assault on a firefighter as a Class C crime applies only when the firefighter is performing official duties at the scene of a fire or other emergency.

FISCAL NOTE REQUIRED

(See attached)

Approved: 01/11/08 mac

123rd MAINE LEGISLATURE

LD 239 **LR 1133(05)**

An Act To Provide a Felony Penalty for Assault on a Firefighter

Fiscal Note for Bill as Amended by Committee Amendment "C"
Committee: Criminal Justice and Public Safety
Fiscal Note Required: Yes

Fiscal Note

Potential current biennium cost increase - General Fund

Correctional and Judicial Impact Statements

Increases class of crime from Class D to Class C. Number of cases and convictions expected to be rare.

Fiscal Detail and Notes

The Department of Corrections will incur additional costs in the event a conviction occurs. The total estimated cost for each conviction based on the average cost to the state for a Class C crime would be $70,173 with an average length of stay of 1 year and 10 months or 675 days.

Any additional indigent defense costs associated with the infrequent number of convictions can be absorbed within the Judicial Department's existing budgeted resources.