

# 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)

M  
R. of S.

L.D. 1627

1

2

Date: 6-21-07

(Filing No. S-388)

3

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

4

**STATE OF MAINE**

5

**SENATE**

6

**123RD LEGISLATURE**

7

**FIRST REGULAR SESSION**

8

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 571,  
9 L.D. 1627, Bill, "An Act To Protect Families and Enhance Public Safety by Making  
10 Domestic Violence a Crime"

11

Amend the amendment by inserting after the title the following:

12

13

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

14

15

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

16

17

18

**Whereas,** this legislation needs to take effect before the expiration of the 90-day period in order to allow sufficient time for review of the process and availability of data to determine the cost of new criminal penalties; and

19

20

21

**Whereas,** this legislation needs to take effect before the expiration of the 90-day period in order to allow sufficient time to report the findings of the review to determine the cost of new criminal penalties; and

22

23

24

25

**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, '

26

Amend the amendment by inserting after section 5 the following:

27

28

29

30

31

32

33

34

**'Sec. 6. Review process and availability of data to determine the cost of new criminal penalties.** The Office of Fiscal and Program Review, the Department of Corrections and the Judicial Department shall jointly review bills carried over from the First Regular Session of the 123rd Legislature that have a potential impact to future inmate populations of correctional facilities. The Director of the Office of Fiscal and Program Review or the director's designee shall chair the review and shall convene the first meeting no later than August 15, 2007. The objective of the review is to identify and implement within existing resources where possible the factors, processes and data that

R.O.S.

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 571, L.D. 1627

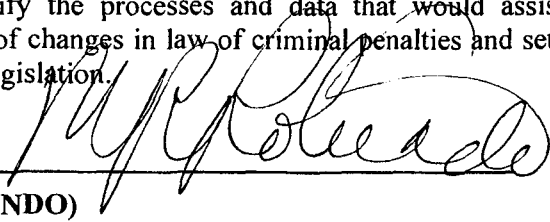
1 would assist in more accurately forecasting the cost of changes in law of criminal  
2 penalties. The Office of Fiscal and Program Review shall staff the review and report the  
3 findings on or about November 15, 2007 to the Joint Standing Committee on  
4 Appropriations and Financial Affairs, the Joint Standing Committee on Criminal Justice  
5 and Public Safety and the Joint Standing Committee on Judiciary.

6 **Sec. 7. Effective date.** Those sections of this Act that enact the Maine Revised  
7 Statutes, Title 17-A, sections 207-A, 209-A, 210-B, 210-C and 211-A take effect  
8 February 1, 2008.

9 **Emergency clause.** In view of the emergency cited in the preamble, this legislation  
10 takes effect when approved, except as otherwise indicated.'

11 **SUMMARY**

12 This amendment adds an emergency preamble and clause, directs certain offices and  
13 agencies to review certain bills carried over from the First Regular Session of the 123rd  
14 Legislature to identify the processes and data that would assist in more accurately  
15 forecasting the cost of changes in law of criminal penalties and sets an effective date for  
16 certain parts of the legislation.

17 **SPONSORED BY:**   
18 **(Senator ROTUNDO)**

19 **COUNTY: Androscoggin**

**FISCAL NOTE REQUIRED**  
(See attached)

**SENATE AMENDMENT**



# 123rd MAINE LEGISLATURE

LD 1627

LR 487(05)

**An Act To Protect Families and Enhance Public Safety by Making Domestic Violence a Crime**

**Fiscal Note for Senate Amendment "A" to Committee Amendment "A"**

**Sponsor: Sen. Rotundo of Androscoggin**

**Fiscal Note Required: Yes**

---

## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

The additional costs associated with this legislation can be absorbed by the Office of Fiscal and Program Review, the Department of Corrections and the Judicial Department utilizing existing budgeted resources.