

# MAINE STATE LEGISLATURE

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SMY  
R. 10

Date: 3/22/10

Report B

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
124TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1139, L.D. 1611, Bill, "An Act To Ensure Humane Treatment for Special Management Prisoners"

Amend the bill by striking out the title and substituting the following:

**'Resolve, Directing the Department of Corrections To Coordinate Review of Due Process Procedures and To Ensure Transparency in Policies Regarding the Placement of Special Management Prisoners'**

Amend the bill by striking out everything after the title and before the summary and inserting the following:

**'Sec. 1. Commissioner of Corrections's review of due process and other policies related to placement of the special management prisoners at the Maine State Prison. Resolved:** That the Commissioner of Corrections shall, in consultation with the mental health and substance abuse focus group of the State Board of Corrections, review due process procedures and other policies related to the placement of special management prisoners. In its review of due process procedures and placement policies, the commissioner shall also consider and propose an appropriate timeline for regular reporting to the joint standing committee of the Legislature having jurisdiction over corrections matters; and be it further

**Sec. 2. Reporting date established. Resolved:** That the Commissioner of Corrections shall report findings and recommendations pursuant to the report under section 1, including any suggested policy or legislative changes, to the joint standing committee of the Legislature having jurisdiction over corrections matters by January 15, 2011. Upon receiving that report, the committee may report out a bill to the 125th Legislature.'

**SUMMARY**

This amendment is one of 2 committee minority amendments. The amendment replaces the title and the bill and creates a resolve directing the Commissioner of Corrections, in consultation with the mental health and substance abuse focus group of

**COMMITTEE AMENDMENT**

COMMITTEE AMENDMENT "A" to H.P. 1139, L.D. 1611

1 the State Board of Corrections, to review due process procedures and other policies  
2 related to the placement of special management prisoners. The amendment also requires  
3 the commissioner to consider an appropriate timeline for regular reporting to the joint  
4 standing committee of the Legislature having jurisdiction over corrections matters and to  
5 report all recommendations, including any suggested policy or legislative changes, to that  
6 committee by January 15, 2011. Upon receiving that report, the committee may report  
7 out a bill to the 125th Legislature.

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

**COMMITTEE AMENDMENT**



# 124th MAINE LEGISLATURE

LD 1611

LR 2289(02)

**An Act To Ensure Humane Treatment for Special Management Prisoners**

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

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

The additional costs associated with the review of due process and other policies can be absorbed by the Department of Corrections utilizing existing budgeted resources.