

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 82

H.P. 70

House of Representatives, January 12, 2011

**An Act To Amend the Laws Governing County Jail Budgeting for
York County**

(EMERGENCY)

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative MOULTON of York.
Cosponsored by Senator COURTNEY of York and
Representative: CHASE of Wells, Senator: COLLINS of York.

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

3 **Whereas,** this Act needs to take effect by July 1, 2011 so that it coincides with York
4 County's fiscal year; and

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

9 **Be it enacted by the People of the State of Maine as follows:**

10 **Sec. 1. 30-A MRSA §701, sub-§2-A,** as amended by PL 2009, c. 1, Pt. Q, §1, is
11 further amended to read:

12 **2-A. Tax assessment for correctional services.** The counties shall annually collect
13 no more and no less than ~~\$62,452,804~~ \$62,172,371 from municipalities for the provision
14 of correctional services, excluding debt service, in accordance with this subsection.

15 The assessment to municipalities within each county may not be greater or less than the
16 fiscal year 2007-08 county assessment for correctional-related expenditures, which is:

17 A. A sum of \$4,287,340 in Androscoggin County;

18 B. A sum of \$2,316,666 in Aroostook County;

19 C. A sum of \$11,575,602 in Cumberland County;

20 D. A sum of \$1,621,201 in Franklin County;

21 E. A sum of \$1,670,136 in Hancock County;

22 F. A sum of \$5,588,343 in Kennebec County;

23 G. A sum of \$3,188,700 in Knox County;

24 H. A sum of \$3,018,361 in Lincoln County;

25 I. A sum of \$1,228,757 in Oxford County;

26 J. A sum of \$5,919,118 in Penobscot County;

27 K. A sum of \$878,940 in Piscataquis County;

28 L. A sum of \$2,295,849 in Sagadahoc County;

29 M. A sum of \$5,363,665 in Somerset County;

30 N. A sum of \$2,832,353 in Waldo County;

31 O. A sum of \$2,000,525 in Washington County; and

32 P. A sum of ~~\$8,667,248~~ \$8,386,815 in York County.

33 Notwithstanding this subsection, the county assessment for correctional services-related
34 expenditures in Somerset County must be set at the fiscal year 2009-10 level when the

1 new Somerset County Jail is open and operating at a level sufficient to sustain the
2 average daily number of inmates from Somerset County.

3 For the purposes of this subsection, "correctional services" includes the management
4 services, personal services, contractual services, commodity purchases, capital
5 expenditures and all other costs, or portions thereof, necessary to maintain and operate
6 correctional services.

7 **Emergency clause.** In view of the emergency cited in the preamble, this
8 legislation takes effect July 1, 2011.

9 **SUMMARY**

10 This bill amends the tax assessment that may be collected annually by counties for
11 the provision of correctional services, excluding debt service, so that York County's cap
12 is reduced by \$280,433. The changes take effect on July 1, 2011 to coincide with the
13 fiscal year.