MAINE STATE LEGISLATURE

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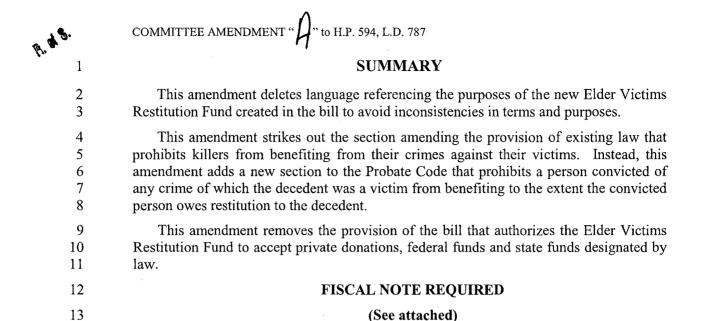


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3	JUDICIARY
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5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	125TH LEGISLATURE
8	FIRST REGULAR SESSION
9 10	COMMITTEE AMENDMENT "A" to H.P. 594, L.D. 787, Bill, "An Act To Establish an Elder Victims Restitution Fund"
11 12	Amend the bill in section 1 in §2-105 in the last line (page 1, line 9 in L.D.) by striking out the following: "to be used to compensate elderly victims of financial crimes"
13	Amend the bill by striking out all of section 2 and inserting the following:
14	'Sec. 2. 18-A MRSA §2-806 is enacted to read:
15 16 17	§2-806. Effect of criminal conviction on intestate succession, wills, joint assets, beneficiary designations and other property acquisition when restitution is owed to the decedent
18 19 20 21	A person who has been convicted of a crime of which the decedent was a victim is not entitled to the following benefits to the extent that the benefits do not exceed the amount of restitution the person owes to the decedent as a result of the sentence for the crime:
22	(a). Any benefits under the decedent's will or under this Article;
23	(b). Any property owned jointly with the decedent;
24 25 26	(c). Any benefit as a beneficiary of a bond, life insurance policy or other contractual arrangement in which the principal obligee or the person upon whose life the policy is issued is the decedent; and
27 28	(d). Any benefit from any acquisition of property in which the decedent had an interest.'
29 30 31	Amend the bill in section 3 in §1214-A in subsection 3 in the last 2 lines (page 2, lines 23 and 24 in L.D.) by striking out the following: "The fund may also receive private donations, federal funds and state funds designated by law."





125th MAINE LEGISLATURE

LD 787

LR 1002(02)

An Act To Establish an Elder Victims Restitution Fund

Fiscal Note for Bill as Amended by Committee Amendment ""

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund Minor cost increase - Other Special Revenue Funds Minor revenue increase - Other Special Revenue Funds

'iscal Detail and Notes

The additional costs to administer the Elder Victims Restitution Fund can be absorbed by the Department of Corrections utilizing existing budgeted resources.