

# 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)

SMC  
R. OF S.

Date: 6-8-11

MINORITY

(Filing No. S-283)

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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

**STATE OF MAINE**

**SENATE**

**125TH LEGISLATURE**

**FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 432, L.D. 1392, Bill, "An Act To Increase the Penalty for Sexual Abuse by Certain Offenders"

Amend the bill by inserting at the end before the summary the following:

**Sec. 16. Appropriations and allocations.** The following appropriations and allocations are made.

**INDIGENT LEGAL SERVICES, MAINE COMMISSION ON**

**Maine Commission on Indigent Legal Services Z112**

Initiative: Provides funds for an anticipated increase in the cost of providing indigent legal services.

<b>GENERAL FUND</b>	<b>2011-12</b>	<b>2012-13</b>
All Other	\$14,800	\$19,734
<b>GENERAL FUND TOTAL</b>	<u>\$14,800</u>	<u>\$19,734</u>

**SUMMARY**

This amendment is the minority report of the Joint Standing Committee on Criminal Justice and Public Safety. It adds an appropriations and allocations section.

**FISCAL NOTE REQUIRED**

(See attached)

**COMMITTEE AMENDMENT**



# 125th MAINE LEGISLATURE

LD 1392

LR 561(02)

## An Act To Increase the Penalty for Sexual Abuse by Certain Offenders

Fiscal Note for Bill as Amended by Committee Amendment "A" **S 283**

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

### Fiscal Note

	FY 2011-12	FY 2012-13	Projections FY 2013-14	Projections FY 2014-15
<b>Net Cost (Savings)</b>				
General Fund	\$14,800	\$19,734	\$19,734	\$19,734
<b>Appropriations/Allocations</b>				
General Fund	\$14,800	\$19,734	\$19,734	\$19,734

#### Correctional and Judicial Impact Statements

Increases the class of a crime; increased judicial and indigent legal services costs, significant increase in correctional costs.

#### Fiscal Detail and Notes

In addition to the General Fund cost to the Maine Commission on Indigent Legal Services which is estimated to be \$14,800 in fiscal year 2011-12 and \$19,734 in fiscal year 2012-13, the Department of Corrections and the State Board of Corrections will incur significant additional costs as a result of extending the length of sentences for these crimes. Based on average costs, the additional cost for one incarceration for a Class A crime instead of a Class B crime is \$173,448 over the term of incarceration. The total increase from one Class C to a Class B sentence is estimated to be \$28,274 in a state facility and \$8,931 in a county facility. The total increase from one Class D to a Class C sentence in a county facility is \$13,919 and an increase from Class D to a Class E sentence is estimated to be \$4,060. The exact cost will depend on the number and length of sentences ordered under these higher penalties and cannot be estimated at this time. The additional costs, although not quantified in this estimate, are known to be significant.