

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 1421

S.P. 438

In Senate, April 6, 2011

An Act To Reduce the Cost of Delivery of State and County Correctional Services

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator GERZOFSKY of Cumberland.
Cosponsored by Representative HASKELL of Portland and
Senators: CRAVEN of Androscoggin, DIAMOND of Cumberland, HILL of York,
Representatives: DION of Portland, PRIEST of Brunswick, WEBSTER of Freeport.

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

2 **Sec. 1. 30-A MRSA §710, sub-§7** is enacted to read:

3 7. **County remittance.** A county must remit the amount of county property tax
4 collected for correctional purposes under section 701, subsection 2-A to the State Board
5 of Corrections Investment Fund program under Title 34-A, section 1805 upon a schedule
6 as determined by the board. Subsequent to adoption of a county correctional services
7 budget under subsection 5, the board shall disburse to the county from the State Board of
8 Corrections Investment Fund program upon a schedule determined by the board funds in
9 the amount of the adopted county correctional services budget at the time of transmittal of
10 the budget to the county. The board shall adopt rules to carry out the purposes of this
11 subsection. Rules adopted pursuant to this subsection are routine technical rules pursuant
12 to Title 5, chapter 375, subchapter 2-A.

13 **Sec. 2. 34-A MRSA §1803, sub-§1, ¶C**, as amended by PL 2009, c. 391, §12, is
14 further amended to read:

15 C. Establish boarding rates for the unified correctional system, except boarding rates
16 for federal inmates; ~~and~~

17 **Sec. 3. 34-A MRSA §1803, sub-§1, ¶D**, as enacted by PL 2009, c. 391, §13, is
18 amended to read:

19 D. Review department biennial and supplemental budget proposals affecting adult
20 correctional and adult probation services and submit recommendations regarding
21 these budget proposals to the joint standing committee of the Legislature having
22 jurisdiction over criminal justice and public safety matters and the joint standing
23 committee of the Legislature having jurisdiction over appropriations and financial
24 affairs; and

25 **Sec. 4. 34-A MRSA §1803, sub-§1, ¶E** is enacted to read:

26 E. Enter into contracts as appropriate regarding the provision of county correctional
27 services.

28 **SUMMARY**

29 This bill requires counties to remit the amount of property tax collected for
30 correctional services to the State Board of Corrections Investment Fund program, which
31 disburses the money back to the counties upon adoption of the counties' correctional
32 services budgets by the State Board of Corrections. This bill also gives the State Board
33 of Corrections contracting authority as appropriate regarding the provision of county
34 correctional services.