

# MAINE STATE LEGISLATURE

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Date: 4-2-12

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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**STATE OF MAINE  
SENATE  
125TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 603, L.D. 1755, Bill, "An Act Regarding the Interstate Compact for Adult Offender Supervision"

Amend the bill in section 2 in §9887-A in the first paragraph by striking out all of the first 2 underlined sentences (page 1, lines 23 to 27 in L.D.) and inserting the following: 'The department may impose on a person applying for transfer of supervision to another state under this compact an application fee of \$100.'

Amend the bill in section 3 by striking out all of §9887-B (page 1, lines 38 to 40 and page 2, lines 1 to 4 in L.D.) and inserting the following:

**§9887-B. Biological sample for DNA analysis**

A person accepted for supervision under this compact shall submit to having a DNA sample taken only if that person is convicted of a crime punishable by imprisonment for one year or more. The DNA sample may be taken at any time following commencement of the supervision period as directed by the person's probation officer. All other provisions of Title 25, chapter 194 govern the collection and use of the DNA sample as applicable.'

Amend the bill by adding after section 3 the following:

**'Sec. 4. Appropriations and allocations.** The following appropriations and allocations are made.

**CORRECTIONS, DEPARTMENT OF  
Adult Community Corrections 0124**

Initiative: Allocates supervision and application fee revenue dedicated to adult community corrections.

**COMMITTEE AMENDMENT**

ROFS

COMMITTEE AMENDMENT "A" to S.P. 603, L.D. 1755

1	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2011-12</b>	<b>2012-13</b>
2	All Other	\$0	\$242,920
3			
4	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<hr/> \$0	<hr/> \$242,920
5	<b>CORRECTIONS, DEPARTMENT OF</b>		
6	<b>DEPARTMENT TOTALS</b>	<b>2011-12</b>	<b>2012-13</b>
7			
8	<b>OTHER SPECIAL REVENUE FUNDS</b>	\$0	\$242,920
9			
10	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<hr/> \$0	<hr/> \$242,920
11	<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
12	<b>State Police 0291</b>		
13	Initiative: Provides funding for supplies related to additional DNA samples.		
14	<b>GENERAL FUND</b>	<b>2011-12</b>	<b>2012-13</b>
15	All Other	\$0	\$4,495
16			
17	<b>GENERAL FUND TOTAL</b>	<hr/> \$0	<hr/> \$4,495
18	<b>HIGHWAY FUND</b>	<b>2011-12</b>	<b>2012-13</b>
19	All Other	\$0	\$4,318
20			
21	<b>HIGHWAY FUND TOTAL</b>	<hr/> \$0	<hr/> \$4,318
22	<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
23	<b>DEPARTMENT TOTALS</b>	<b>2011-12</b>	<b>2012-13</b>
24			
25	<b>GENERAL FUND</b>	\$0	\$4,495
26	<b>HIGHWAY FUND</b>	\$0	\$4,318
27			
28	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<hr/> \$0	<hr/> \$8,813
29	<b>SECTION TOTALS</b>	<b>2011-12</b>	<b>2012-13</b>
30			
31	<b>GENERAL FUND</b>	\$0	\$4,495
32	<b>HIGHWAY FUND</b>	\$0	\$4,318
33	<b>OTHER SPECIAL REVENUE FUNDS</b>	\$0	\$242,920

**COMMITTEE AMENDMENT**

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**SECTION TOTAL - ALL FUNDS**

\_\_\_\_\_      \_\_\_\_\_  
\$0      \$251,733

**SUMMARY**

This amendment changes the fee imposed on a person applying for transfer of supervision to another state under the Interstate Compact for Adult Offender Supervision from between \$100 and \$250 to a flat fee of \$100. Instead of requiring a person accepted for supervision under the compact to submit to having a DNA sample taken if the offense has the essential elements of an offense in the Maine Revised Statutes, Title 25, section 1574, subsection 5, it limits the applicable offenses to those of a crime punishable by imprisonment for one year or more. The amendment also adds an appropriations and allocations section to the bill.

**FISCAL NOTE REQUIRED**

(See attached)



# 125th MAINE LEGISLATURE

LD 1755

LR 2547(02)

## An Act Regarding the Interstate Compact for Adult Offender Supervision

Fiscal Note for Bill as Amended by Committee Amendment "A" **S-513**

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	\$0	\$219,495	\$219,495	\$219,495
Highway Fund	\$0	\$4,318	\$4,318	\$4,318
<b>Appropriations/Allocations</b>				
General Fund	\$0	\$4,495	\$4,495	\$4,495
Highway Fund	\$0	\$4,318	\$4,318	\$4,318
Other Special Revenue Funds	\$0	\$242,920	\$242,920	\$242,920
<b>Revenue</b>				
General Fund	\$0	(\$215,000)	(\$215,000)	(\$215,000)
Other Special Revenue Funds	\$0	\$242,920	\$242,920	\$242,920

### Fiscal Detail and Notes

The bill dedicates an existing supervision fee currently deposited in the General Fund and creates a new dedicated application fee on adult probationers who apply for transfer of supervision to another state. General Fund revenue is decreased by \$215,000 in fiscal year 2012-13 and Other Special Revenue Funds revenue is increased by \$242,920 as a result of dedicating and adding fees. The bill includes an Other Special Revenue Funds allocation of \$242,920 in fiscal year 2012-13 for the Department of Corrections to defray the costs of supervision.

The bill also includes a General Fund appropriation of \$4,495 and a Highway Fund allocation of \$4,318 beginning in fiscal year 2012-13 to the Department of Public Safety for supplies related to additional DNA samples required in this legislation. Additional staff time related to taking and analyzing DNA samples can be absorbed with existing staff.