

# MAINE STATE LEGISLATURE

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Date: 4/17/14

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STATE OF MAINE  
SENATE  
126TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 700,  
L.D. 1765, Bill, "An Act To Establish the Criminal Law Revision Commission"

Amend the amendment by inserting after the title the following:

'Amend the bill by striking out all of the emergency preamble (page 1, lines 1 to 15 in L.D.)'

Amend the amendment by striking out all of section 5 and inserting the following:

**Sec. 5. Outside funding.** The Attorney General shall seek funds from any public or private source to implement the provisions of this Act. Notwithstanding any other provision of law, the State Controller shall transfer the funds identified by the Attorney General as available within the Department of the Attorney General or funds received by the Attorney General for the purposes of this Act to the Legislature to the Criminal Law Revision Commission, Other Special Revenue Funds account established for the purposes of this Act.

**Sec. 6. Appropriations and allocations.** The following appropriations and allocations are made.

LEGISLATURE

**Criminal Law Revision Commission N173**

Initiative: Provides funds to contract for staff assistance for the Criminal Law Revision Commission.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2013-14</b>	<b>2014-15</b>
All Other	\$0	\$157,500
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$0</u>	<u>\$157,500</u>

**Criminal Law Revision Commission N173**

Initiative: Provides funds for the per diem and expenses of the Legislators serving on the Criminal Law Revision Commission.

**SENATE AMENDMENT**

2008

1	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2013-14</b>	<b>2014-15</b>
2	Personal Services	\$0	\$660
3	All Other	\$0	\$840
4			
5	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$0</b>	<b>\$1,500</b>

6	<b>LEGISLATURE</b>		
7	<b>DEPARTMENT TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
8			
9	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$159,000</b>
10			
11	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$159,000</b>

12       **Sec. 7. Effective date; contingent effective date.** This Act takes effect July 1,  
 13 2015 except that if the Attorney General is able to identify and the State Controller to  
 14 transfer at least \$159,000 prior to July 1, 2015, this Act takes effect when the Executive  
 15 Director of the Legislative Council certifies to the Revisor of Statutes and the Secretary  
 16 of State that at least \$159,000 in funds have been identified by the Attorney General and  
 17 transferred by the State Controller as required by section 5. Beginning July 1, 2015, any  
 18 funds identified by the Attorney General as available within the Department of the  
 19 Attorney General or funds received by the Attorney General for the purposes of this Act  
 20 must be transferred, within 15 days of notification to the State Controller, by the State  
 21 Controller to the Legislature to the Criminal Law Revision Commission, Other Special  
 22 Revenue Funds account established for the purposes of this Act.'

23       Amend the amendment by inserting before the summary the following:

24       'Amend the bill by striking out all of the emergency clause.'

25                                       **SUMMARY**

26       This amendment removes the appropriations section that provides funds for staff for,  
 27 and the per diem and expenses of Legislators serving on, the Criminal Law Revision  
 28 Commission and replaces it with an allocation of Other Special Revenue Funds. This  
 29 amendment also requires the Attorney General to seek outside funding for the work of the  
 30 commission. The amendment provides for an effective date of July 1, 2015 or when the  
 31 Attorney General is able to identify and the State Controller to transfer \$159,000 for this  
 32 purpose to the Legislature, whichever occurs first. Any funds identified or received by  
 33 the Attorney General for the Criminal Law Revision Commission on or after July 1, 2015  
 34 must be transferred by the State Controller to the Legislature, Criminal Law Revision  
 35 Commission, Other Special Revenue Funds account established for the purposes of this  
 36 Act.

37

**SENATE AMENDMENT**

1 This amendment also removes the emergency preamble and emergency clause.

2 **FISCAL NOTE REQUIRED**

3 (See attached)

4 SPONSORED BY: 

5 (Senator HILL)

6 COUNTY: York



# 126th MAINE LEGISLATURE

LD 1765

LR 2743(08)

## An Act To Establish the Criminal Law Revision Commission

### Fiscal Note for Senate Amendment "A" to Committee Amendment "A"

Sponsor: Sen. Hill of York

Fiscal Note Required: Yes

### Fiscal Note

	FY 2013-14	FY 2014-15	Projections FY 2015-16	Projections FY 2016-17
<b>Net Cost (Savings)</b>				
General Fund	(\$155,500)	(\$3,500)	\$156,500	\$0
<b>Appropriations/Allocations</b>				
General Fund	(\$155,500)	(\$3,500)	\$156,500	\$0
Other Special Revenue Funds	\$0	\$159,000	\$3,500	\$3,500

### Legislative Cost/Study

This amendment eliminates the General Fund appropriations in the bill for the Criminal Law Advisory Commission for the 2014-2015 biennium. This Act takes effect July 1, 2015 unless the Attorney General finds \$165,500 and those funds are transferred to the Legislature prior to that date. Allocations of Other Special Revenue Funds are included to authorize the expenditure of funds that may be transferred to the Legislature by the Attorney General prior to July 1, 2015. The Legislature will require General Fund appropriations for the expenses of the commission estimated to be \$160,000 in fiscal year 2015-16 and \$3,500 in fiscal year 2016-17 to be included in the 2016-2017 biennium baseline budget.