

MAINE STATE LEGISLATURE

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SMG
ROES

Date: 4/7/15 Majority

(Filing No. H- 54)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 108, L.D. 150, Bill, "An Act To Provide Anger Management Courses or Additional Imprisonment for Domestic Violence Offenders"

Amend the bill by striking out the title and substituting the following:

'Resolve, Requiring a Review of and a Report on Pretrial and Post-conviction Use of Batterers' Intervention Programs'

Amend the bill by striking out everything after the title and before the summary and inserting the following:

'Sec. 1. Review of pretrial and post-conviction use of batterers' intervention programs. Resolved: That the Department of Corrections and the Maine Commission on Domestic and Sexual Abuse, as established in the Maine Revised Statutes, Title 5, section 12004-I, subsection 74-C, shall review pretrial and post-conviction use of batterers' intervention programs. The review must include best practices for batterers' intervention programs, including the length of successful programs and sanctions and incentives to encourage full participation. The review must consider the potential for use of batterers' intervention programs before trial, during a period of deferred disposition and after conviction; and be it further

Sec. 2. Report on pretrial and post-conviction use of batterers' intervention programs. Resolved: That, after completing the review required under section 1, the Department of Corrections and the Maine Commission on Domestic and Sexual Abuse shall report to the Joint Standing Committee on Criminal Justice and Public Safety by January 1, 2016 on the results of the review. The report may include recommendations and suggested legislation. Following receipt of the report the Joint Standing Committee on Criminal Justice and Public Safety may submit a bill on pretrial and post-conviction use of batterers' intervention programs to the Second Regular Session of the 127th Legislature.'

COMMITTEE AMENDMENT

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SUMMARY

This amendment replaces the bill with a resolve. The amendment directs the Department of Corrections and the Maine Commission on Domestic and Sexual Abuse, as established in the Maine Revised Statutes, Title 5, section 12004-I, subsection 74-C, to review pretrial and post-conviction use of batterers' intervention programs. The review must include best practices for batterers' intervention programs, including the length of successful programs and sanctions and incentives to encourage full participation and the potential for use before trial, during a period of deferred disposition and after conviction. The amendment requires the Department of Corrections and the Maine Commission on Domestic and Sexual Abuse to report to the Joint Standing Committee on Criminal Justice and Public Safety by January 1, 2016 on the results of the review. The report may include recommendations and suggested legislation. The amendment authorizes the Joint Standing Committee on Criminal Justice and Public Safety to submit a bill on pretrial and post-conviction use of batterers' intervention programs to the Second Regular Session of the 127th Legislature.

FISCAL NOTE REQUIRED
(See Attached)



Approved: 04/01/15 *MRC*

127th MAINE LEGISLATURE

LD 150

LR 467(02)

An Act To Provide Anger Management Courses or Additional Imprisonment for Domestic Violence Offenders

Fiscal Note for Bill as Amended by Committee Amendment

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

A (H-54)

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

The additional costs to the Department of Corrections to review and report on the use of batterers' intervention programs is expected to be minor and can be absorbed within existing budgeted resources.