

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
128TH LEGISLATURE
SECOND SPECIAL SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 519,
L.D. 1490, Bill, "An Act Regarding Community Corrections Funds"

Amend the amendment by striking out all of sections 1 and 2 and inserting the following:

Sec. 1. Allocation to fund county and regional jails. One-time funding provided pursuant to section 3 to the Department of Corrections, County Jails Operation Fund for county and regional jails to offset unusually high costs incurred in fiscal year 2017-18 or incurring in fiscal year 2018-19 must be allocated as specified in this section.

1. Of the \$3,000,000 appropriation, \$2,712,008 must be allocated to the following jails in the following amounts:

- A. Androscoggin County Jail, \$354,895;
- B. Aroostook County Jail, \$67,427;
- C. Cumberland County Jail, \$300,954;
- D. Franklin County Jail, \$121,358;
- E. Hancock County Jail, \$92,083;
- F. Oxford County Jail, \$691,718;
- G. Penobscot County Jail, \$468,864;
- H. Piscataquis County Jail, \$225,626;
- I. Somerset County Jail, \$194,754; and
- J. Two Bridges Regional Jail, \$194,329.

2. The Department of Corrections shall use the remaining \$287,992 to reimburse county and regional jails for unexpected situations, as documented by the jails to the Department of Corrections, that cause expenditures in fiscal year 2018-19 that are not anticipated by the jails and that are in excess of the budgets of the jails and the amounts listed in paragraph A.

Funds provided under this section that are not expended by the county or regional jail during fiscal year 2018-19 lapse to the Department of Corrections, County Jails Operation Fund for use in a future year.

1 **Sec. 2. Transfers from available fiscal year 2018-19 Department of**
 2 **Professional and Financial Regulation Other Special Revenue Funds**
 3 **balances to General Fund.** At the close of fiscal year 2018-19, the State Controller
 4 shall transfer \$3,000,000 from available balances in Other Special Revenue Funds
 5 accounts within the Department of Professional and Financial Regulation to the General
 6 Fund unappropriated surplus. On or before June 30, 2019, the Commissioner of
 7 Professional and Financial Regulation shall determine from which accounts the funds will
 8 be transferred so that the sum equals \$3,000,000 and notify the State Controller and the
 9 joint standing committee of the Legislature having jurisdiction over appropriations and
 10 financial affairs of the amounts to be transferred from each account.

11 **Sec. 3. Appropriations and allocations.** The following appropriations and
 12 allocations are made.

13 **CORRECTIONS, DEPARTMENT OF**
 14 **County Jails Operation Fund Z227**

15 Initiative: Appropriates additional funds on an ongoing basis for the County Jails
 16 Operation Fund program of which \$1,700,000 must be spent on community corrections as
 17 required pursuant to the Maine Revised Statutes, Title 34-A, section 1210-D, subsection
 18 1.

19	GENERAL FUND	2017-18	2018-19
20	All Other	\$0	\$3,000,000
21			
22	GENERAL FUND TOTAL	\$0	\$3,000,000

23 **County Jails Operation Fund Z227**

24 Initiative: Provides one-time funding for county and regional jails with unusually high
 25 costs incurred during fiscal year 2017-18, such costs having been incurred to meet State
 26 of Maine jail standards and operational guidelines for the incarceration of inmates
 27 awaiting adjudication or serving sentences and for such unanticipated expenditures in
 28 fiscal year 2018-19. This appropriation is to be allocated to county and regional jails as
 29 provided in section 1.

30	GENERAL FUND	2017-18	2018-19
31	All Other	\$0	\$3,000,000
32			
33	GENERAL FUND TOTAL	\$0	\$3,000,000

34 **County Jails Operation Fund Z227**

35 Initiative: Appropriates funds for the Kennebec County Criminogenic Addiction
 36 Recovery Academy (CARA) program.

1	GENERAL FUND	2017-18	2018-19
2	All Other	\$0	\$120,000
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$120,000</u>
5	CORRECTIONS, DEPARTMENT OF		
6	DEPARTMENT TOTALS	2017-18	2018-19
7			
8	GENERAL FUND	\$0	\$6,120,000
9			
10	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$6,120,000</u>
11			

SUMMARY

This amendment strikes the committee amendment, except for the substitute title, and instead provides:

1. Ongoing funding to the Department of Corrections, County Jails Operation Fund program of \$3,000,000, of which \$1,700,000 must be spent on community corrections as specified in statute;


2. Funding for the Kennebec County Criminogenic Addiction Recovery Academy program; and

3. One-time funding of \$3,000,000 to the Department of Corrections, County Jails Operation Fund program to reimburse county and regional jails in specified amounts for unusually high costs incurred by those jails during fiscal year 2017-18 and to provide a source of funds for such costs incurred in fiscal year 2018-19 that are in excess of the amounts budgeted.

It also requires the State Controller to transfer \$3,000,000 from available balances in Department of Professional and Financial Regulation accounts, as determined by the Commissioner of Professional and Financial Regulation, to the General Fund.

FISCAL NOTE REQUIRED

(See attached)

SPONSORED BY: 

(Senator HAMPER)

COUNTY: Oxford



128th MAINE LEGISLATURE

LD 1490

LR 1796(06)

An Act To Stabilize Funding for the County Jails

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

Sponsor: Sen. Hamper of Oxford

Fiscal Note Required: Yes

Fiscal Note

	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
Net Cost (Savings)				
General Fund	(\$3,800,000)	(\$680,000)	(\$680,000)	(\$680,000)
Appropriations/Allocations				
General Fund	(\$3,800,000)	\$2,320,000	(\$680,000)	(\$680,000)
Transfers				
General Fund	\$0	\$3,000,000	\$0	\$0
Other Special Revenue Funds	\$0	(\$3,000,000)	\$0	\$0

Fiscal Detail and Notes

This amendment replaces the bill with an ongoing appropriation of \$3,000,000 beginning in fiscal year 2018-19 for the County Jails Operation Fund program and \$120,000 beginning in fiscal year 2018-19 for the Kennebec County Criminogenic Addiction Recovery Academy (CARA) program. The amendment also adds a one-time appropriation of \$3,000,000 in fiscal year 2018-19 for county and regional jails with unusually high costs incurred during fiscal year 2017-18 and adds language allocating these funds. This amendment also requires the State Controller to transfer \$3,000,000 from available balances in the Other Special Revenue Funds accounts within the Department of Professional and Financial Regulation to the General Fund unappropriated surplus at the close of fiscal year 2018-19. This fiscal note reflects the incremental impact of this amendment.