

MAINE STATE LEGISLATURE

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Amendment Name: Amendment CC (H-886) (LD 1756 2020)

Date: 9/17/2020

Date: (Filing No. H-)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
SECOND SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1250, L.D. 1756, Bill, “An Act To Improve Public Safety through Coordinated Reentry of Prisoners into the Community”

Amend the bill by striking out all of sections 2 to 5 and inserting the following:

Sec. 2. 34-A MRSA §3036-A, sub-§2, ¶B, as amended by PL 2019, c. 113, Pt. C, §91, is further amended to read:

~~B. A prisoner may not be transferred to supervised community confinement until the prisoner has served at least 2/3 of the term of imprisonment imposed or, in the case of a split sentence, at least 2/3 of the unsuspended portion, after consideration of any deductions that the prisoner has received and retained under Title 17-A, section 2302, subsection 1; section 2305; section 2307; section 2308; section 2309; section 2310; or section 2311 if the term of imprisonment or, in the case of a split sentence, the unsuspended portion is more than 5 years. A prisoner may not be transferred to supervised community confinement until the prisoner has served at least 1/2 of the term of imprisonment imposed or, in the case of a split sentence, at least 1/2 of the unsuspended portion after consideration of any deductions that the prisoner has received and retained under Title 17-A, section 2302, subsection 1; section 2305; section 2307; section 2308; section 2309; section 2310; or section 2311 if the term of imprisonment or, in the case of a split sentence, the unsuspended portion is 5 years or less.~~

Sec. 3. 34-A MRSA §3036-A, sub-§2, ¶C, as amended by PL 2019, c. 113, Pt. C, §92, is further amended to read:

~~C. Except as provided in paragraph C-1, a A prisoner may not be transferred to supervised community confinement unless the prisoner has no more than 48 36 months remaining on the term of imprisonment or, in the case of a split sentence, on the unsuspended portion, after consideration of any deductions that the prisoner has received and retained under Title 17-A, section 2302, subsection 1; section 2305; section 2307; section 2308; section 2309; section 2310; or section 2311.~~

COMMITTEE AMENDMENT

1 **Sec. 4. 34-A MRSA §3036-A, sub-§2, ¶C-1**, as amended by PL 2019, c. 113,
2 Pt. C, §93, is repealed.

3 **Sec. 5. 34-A MRSA §3061, sub-§1**, as amended by PL 2019, c. 113, Pt. C, §98,
4 is further amended to read:

5 **1. Transfer.** The commissioner may transfer any client from one correctional or
6 detention facility or program, including prerelease centers, work release centers, halfway
7 houses, sober houses, transitional housing, reentry programs, supervised community
8 confinement or specialized treatment facilities, to another. A juvenile may not be
9 transferred to another facility or program for adult offenders and an adult offender may
10 not be transferred to another facility or program for juveniles, except that an adult
11 offender may be housed in the Long Creek Youth Development Center or the Mountain
12 View Correctional Facility pursuant to section 4117 or Title 17-A, section 1611.

13 **Sec. 6. Department of Corrections to establish a steering committee on**
14 **the supervised community confinement program and the reentry of prisoners**
15 **into the community.** The Department of Corrections shall establish a steering
16 committee focused on assessing and examining the supervised community confinement
17 program and reentry policies, practices and procedures.

18 **1. Composition.** The steering committee must be composed of, but not limited to,
19 the following members:

- 20 A. The Commissioner of Labor;
- 21 B. The Commissioner of Health and Human Services;
- 22 C. The Commissioner of Education; and
- 23 D. The following members appointed by the Commissioner of Corrections:
- 24 (1) The Department of Corrections, director of women's services;
- 25 (2) The Department of Corrections, chief administrative officer of the Bolduc
26 Correctional Facility;
- 27 (3) The Department of Corrections, chief administrative officer of the Mountain
28 View Correctional Facility;
- 29 (4) The Department of Corrections, director of community corrections;
- 30 (5) The Department of Corrections, manager of evidence-based practices;
- 31 (6) A representative of a civil rights organization with a primary mission to
32 advance racial justice;
- 33 (7) A representative of an organization with a primary mission to advance the
34 reentry of prisoners into the community;
- 35 (8) A representative of an interfaith-based organization;
- 36 (9) A representative of a prisoner advocacy organization;
- 37 (10) A representative of a domestic violence or sexual assault organization; and
- 38 (11) A representative of a housing advocacy organization.



129th MAINE LEGISLATURE

LD 1756

LR 406(06)

An Act To Improve Public Safety through Coordinated Reentry of Prisoners into the Community

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs to the departments whose commissioners or their designees are required to serve on the steering committee on supervised community confinement are assumed to be minor and can be absorbed within existing budgeted resources.