

# MAINE STATE LEGISLATURE

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Date 6/8/23 Minority

L D 714  
(Filing No H-396)

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
131ST LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to H P 483, L D 714, "An Act to Expand the List of Crimes That Do Not Qualify for Immunity Under Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance"

Amend the bill in section 4 in subparagraph (23) in the first line (page 1, line 16 in L D ) by striking out the following "and"

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

**'Sec. 5. 17-A MRSA §1111-B, sub-§1, ¶A,** as enacted by PL 2021, c 724, §1, is amended by enacting a new subparagraph (24) to read

(24) Aggravated trafficking of scheduled drugs as described in section 1105-A.

**Sec. 6. 17-A MRSA §1111-B, sub-§1, ¶A,** as enacted by PL 2021, c 724, §1, is amended by enacting a new subparagraph (25) to read

(25) Unlawfully furnishing scheduled drugs as described in section 1106, and

**Sec. 7. 17-A MRSA §1111-B, sub-§1, ¶A,** as enacted by PL 2021, c 724, §1, is amended by enacting a new subparagraph (26) to read

(26) Criminal OUI as described in Title 29-A, section 2411 '

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively

**SUMMARY**

This amendment, which is the minority report of the committee, adds the crimes of aggravated trafficking of scheduled drugs and criminal OUI to the list of crimes that do not qualify under the law that provides certain persons immunity from arrest, prosecution and

**COMMITTEE AMENDMENT**

ROS

COMMITTEE AMENDMENT "A" to H P 483, L D 714

1 revocation and termination proceedings when assistance has been requested for a suspected  
2 drug-related overdose, also known as the Good Samaritan law

3

**FISCAL NOTE REQUIRED**

4

**(See attached)**



# 131st MAINE LEGISLATURE

LD 714

LR 1940(02)

**An Act to Expand the List of Crimes That Do Not Qualify for Immunity Under Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance**

**Fiscal Note for Bill as Amended by Committee Amendment**

**Committee: Criminal Justice and Public Safety**

**Fiscal Note Required: Yes**

*A (H-396)*

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## Fiscal Note

Current biennium cost increase - General Fund

### Correctional and Judicial Impact Statements

This bill specifies additional class A, B, C and D crimes that do not qualify for immunity from arrest, prosecution and revocation and termination proceedings when assistance has been requested for a suspected drug-related overdose. The current average cost of incarcerating one individual for a single year is \$55,203.

The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time. The collection of additional fine revenue will increase General Fund and dedicated revenue by minor amounts.