

MAINE STATE LEGISLATURE

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Date 6/13/23 Report 'A' LD 1086
(Filing No H-502)

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 681, L D 1086, "An Act to Define the Term "Solitary Confinement" for the Laws Governing a Jail or Correctional Facility"

Amend the bill by striking out the title and substituting the following
'An Act to Remove the Term "Solitary Confinement" from the Maine Revised Statutes'

Amend the bill by striking out everything after the enacting clause and inserting the following

'Sec. 1. 34-A MRSA §3032, sub-§3, ¶D, as amended by PL 1989, c 127, §6, is further amended to read

D When segregation exceeds 24 hours, the chief administrative officer of the correctional facility shall cause the facility's physician or a member of the facility's medical staff to visit the person immediately and, at least once in each succeeding 24-hour period of ~~confinement~~ segregation, to examine the person's state of health. When no physician or medical staff member is available within the facility to visit as required by this paragraph, a staff person who has received in-service training appropriate for the duties required by this section from a licensed health professional shall visit in lieu of the visit by the physician or medical staff member the person in ~~confinement~~ segregation. The staff person making the visit shall immediately contact the physician or medical staff member on call if there is reasonable cause to believe the action is necessary

(1) The chief administrative officer shall give full consideration to recommendations of the physician or medical staff member as to the person's dietary needs and the conditions of the person's ~~confinement~~ segregation required to maintain that person's health

(2) If the recommendations of the physician or medical staff member regarding a person's dietary or other health needs while in segregation are not carried out, the chief administrative officer shall immediately convey the reasons and

COMMITTEE AMENDMENT

