

MAINE STATE LEGISLATURE

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SJK
ROS

L D 1449

Date 6/14/03

(Filing No S-357)

MAJORITY

JUDICIARY

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STATE OF MAINE

SENATE

131ST LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S P 567, L D 1449, "An Act to Amend the Laws Regarding Violations of Condition of Release"

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

'Sec. 1. 15 MRSA §1092, sub-§1, ¶B, as amended by PL 2005, c 449, §2, is further amended to read

B A Class C crime if the underlying crime was punishable by a maximum period of imprisonment of one year or more and the condition of release violated is one specified in section 1026, subsection 3, paragraph A, subparagraph (5), or (8), ~~(10-A) or (13)~~ '

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

SUMMARY

This amendment replaces the bill The amendment removes the provisions under the offense of violation of condition of release that increase the offense from a Class E crime to a Class C crime when the underlying crime is punishable by a maximum period of imprisonment of one year or more and the condition of release violated is a requirement to enter into and remain in a long-term residential facility for the treatment of substance use disorder or a requirement to return to custody for specified hours following release for employment, schooling or other limited purposes

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT



131st MAINE LEGISLATURE

LD 1449

LR 824(02)

An Act to Amend the Laws Regarding Violations of Condition of Release

Fiscal Note for Bill as Amended by Committee Amendment 'A' (S-357)

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Current biennium savings - General Fund
Minor revenue decrease - General Fund
Minor revenue decrease - Other Special Revenue Funds

Correctional and Judicial Impact Statements

Eliminates Class C crimes, decreases correctional and judicial costs. The current average cost of incarcerating one individual for a single year is \$55,203.

There may be some minor reduction of workload associated with the minimal number of felony cases that will no longer be filed in the court system.

Reductions in the collection of fines will decrease General Fund or other dedicated revenue by minor amounts.