

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
ONE HUNDRED AND TWELFTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
JUDICIARY  
BILL SUMMARY



JULY, 1985

Prepared by:

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ONE HUNDRED AND TWELFTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
JULY 1985

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees of the Maine Legislature, covering the First Regular Session of the 112th Legislature. The summaries are arranged by LD number and indexed separately by committee.

LD:

969

AN ACT TO AMEND CALCULATION OF PERIOD OF IMPRISONMENT UNDER THE MAINE CRIMINAL CODE

ALLEN  
COOPER  
DRINKWATER  
VIOLETTE

OTP--AM

HOUSE Enacted  
SENATE Enacted  
GOV SIGNED

PUBLIC  
CH # 285

H-158 CA

H S

SUMMARY:

Modifies the Maine Revised Statutes, Title 17-A, section 1253, a section devoted to addressing various aspects of calculating periods of imprisonment, as a result of a study made by the Maine Sheriffs' Association in 1984, relative to inmate release procedures at each county jail in the State, and as a result of suggestions made by the Department of Corrections. Clarifies section 1253 so as to make consistent interpretations of its provisions concerning the awarding of detention time under section 1253, subsection 2, the meaning of the terms "day," "week," "month" and "year" as used by courts when imposing sentences of imprisonment, and the calculation of periods of imprisonment in those cases involving a resentencing.

LD:

1007

RESOLUTION, PROPOSING AN AMENDMENT TO THE CONSTITUTION OF MAINE TO PROVIDE FOR A CLEAR RIGHT TO BAIL WITH A POSSIBLE DENIAL OF BAIL IN CERTAIN CASES

TRAFTON  
DRINKWATER  
NAJARIAN

CARRY OVER

HOUSE Ref'd to Committee  
SENATE Ref'd to Committee  
GOV

SUMMARY:

Seeks to put out to referendum a proposed constitutional amendment (amending Article I, Section 10 of the Maine Constitution) permitting the Legislature to authorize denial of bail or other release prior to conviction in cases of crimes punishable by life imprisonment or serious crimes against other persons. The Legislature, under this proposal, could authorize a court to deny release if the court finds, by clear and convincing evidence, that the accused committed the crime, and if it finds that denial of release is necessary to protect adequately members of the community from serious bodily injury, or to prevent adequately the intimidation of witnesses or jurors.