

MAINE STATE LEGISLATURE

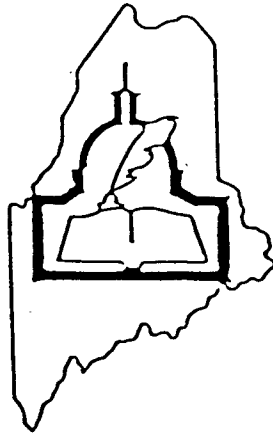
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STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON
JUDICIARY
BILL SUMMARY



MAY 1986

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ONE HUNDRED AND TWELFTH LEGISLATURE
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JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1986

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

All Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "CA" if it is a committee amendment. If the amendment was adopted in the House, the letter H appears after the sponsor. If it was adopted in the Senate, the letter S appears.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-AM	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

LD
2377

AN ACT TO PERMIT ASSESSMENT OF A
REIMBURSEMENT FEE AGAINST PRISONERS IN COUNTY
JAILS TO HELP DEFRAY THE COSTS OF INCARCERATION
AND TO PERMIT THE STATE AND COUNTIES TO RECOVER
PRISONERS' MEDICAL COSTS

PL 1985
c. 752

Sponsor: PARADIS P, Martin J
Committee Report: New Draft of LD 1949.

SUMMARY: This bill authorizes the court, at the time of sentencing, to assess a reimbursement fee against county jail prisoners to help defray the costs of incarceration. In addition, the State and counties are authorized to bring civil actions to recover the costs of medical, dental, psychiatric, or psychological expenses incurred on behalf of any prisoner.

In determining the offender's ability to pay, the court shall not consider as assets of the offender any property or source of income owned jointly by the offender and another person or persons, or the property or income of the offender's spouse or family.

LD
2378

AN ACT CONCERNING POST-CONVICTION BAIL

PL 1985
c. 743

Sponsor: CROWLEY, Murphy T, Allen, Carpenter
Committee Report: New Draft of LD 1679.

SUMMARY: LD 2378 enacts a post-conviction bail statute.
The bill:

1. Permits a convicted defendant, other than one convicted of murder, to apply for bail prior to sentencing or pending appeal. The defendant applies to the judge who presided at his or her trial or, if that judge is unavailable, to another judge of the same court.
2. Requires a judge hearing a post-conviction bail application to state, on the record or in writing, his or her reasons for granting or denying bail.
3. States that a convicted defendant may not be admitted to jail unless the judge has reasonable grounds to believe there is no substantial risk the defendant will fail to appear, and there is no substantial risk the defendant will pose a danger to another or the community.
4. Permits the judge to impose conditions of release to minimize the risk of flight or danger.