

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

REFERENCE

C.2

STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
SECOND SPECIAL SESSION
JUNE 1986
AND
THIRD SPECIAL SESSION
OCTOBER 1986

JOINT STANDING COMMITTEE

BILL SUMMARIES



DECEMBER 1986

PREPARED BY:

OFFICE OF POLICY AND LEGAL ANALYSIS
MAINE STATE LEGISLATURE
STATE HOUSE STATION 13 AUGUSTA, MAINE 04333

(207) 289-1670



[Law Library note: No explanatory memorandum was included with the bill summaries for the Second Special Session and the Third Special Session. The following is adapted from the explanatory memorandum for the Second Regular Session, 112th Legislature.]

ONE HUNDRED AND TWELFTH LEGISLATURE
SECOND SPECIAL SESSION
AND
THIRD SPECIAL SESSION

JOINT STANDING
COMMITTEE BILL
SUMMARIES
DECEMBER 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 Special Session and the Third Special 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

HUMAN RESOURCES

LD
2408

AN ACT TO IMPLEMENT CERTAIN RECOMMENDATIONS OF
THE BLUE RIBBON COMMISSION ON CORRECTIONS

ND LD 2434
& LD 2435

Sponsor: MANNING, Chalmers, Gauvreau, Priest
Committee Report: OTP-ND LD 2434 (Majority)
OTP-ND LD 2435 (Minority)

SUMMARY: This bill sought to implement certain recommendations made by the Governor's Blue Ribbon Commission on Corrections.

1. Intensive Supervision Program:

This bill institutes an Intensive Supervision Program as a sentencing alternative for the courts. A person sentenced to intensive supervision will be

- (a) placed under rigorous surveillance by a team of 2 Intensive Supervision Program officers who will have a caseload of no greater than 25 offenders; and
- (b) subject to unannounced visits by his Intensive Supervision Program officers, chemical testing, random personal and residential searches and strict time and travel restrictions.

For violation of a condition of intensive supervision, an individual will be subject to immediate apprehension and shall not be entitled to bail pending hearing on a violation of intensive supervision. Intensive supervision is intended to target those prisoners who, without intensive supervision, would be prison bound.

Intensive supervision is not an alternative for all offenders.

2. Mandatory Sentencing to County Jails

The Blue Ribbon Commission on Corrections recommended that the responsibility for the short-term confinement of some less serious offenders should fall on the counties. This bill mandates sentencing to the counties for short-term offenders, phased in over a period of years. It also provides for the State to pay a uniform rate of reimbursement for each day served by prisoners diverted to the county system under this bill.

3. Extending Periods of Probation

This bill increases the maximum periods of probation which may be imposed by the courts for Class A, Class B or Class C crimes. This change, recommended by the Commission, would afford the courts greater flexibility in sentencing by allowing a longer period of supervision in the community upon release from confinement.

4. Commencement of sentence: The bill clarifies the point when a person's sentence actually commences.

5. Business day release. The bill authorizes release of any prisoner who is scheduled for release on a Saturday, Sunday, or holiday on the immediate preceding business day. Currently this was only allowed for prisoners in the Maine State Prison.

6. Work program: The bill authorizes the Commissioner to establish a uniform system for paying inmates for work done in the prison.

7. Transfer of non-citizens. The bill establishes procedures for transfer or exchange of prisoners under international treaties.

LD 2434 AN ACT TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE BLUE RIBBON COMMISSION ON CORRECTIONS PL 1985 c. 821

Sponsor: MANNING, Chalmers, Gauvreau, Priest
Committee Report: New Draft of LD 2408 (Majority report)

H-758 HA
H-761 HB H S
H-764 HC
H-765 HD
S-559 SA H S
S-560 SB
S-566 SC

SUMMARY: This new draft (the majority report) incorporates the major provisions of the original bill with the following changes.

1. Intensive Supervision Program

It amends the provision of the Intensive Supervision Program as follows:

- a. It rewrites portions of the original bill without substantive change for purposes of clarity or to make technical corrections;