MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION

BILL SUMMARY
JOINT SELECT COMMITTEE
ON
CORRECTIONS

JULY 1989

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Sen. Zachary E. Matthews
Sen. Thomas R. Perkins

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Rep. Peter J. Manning
Rep. Joseph W. Mayo
Rep. Cushman D. Anthony
Rep. Carl B. Smith
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* Denotes Chair

Staff: Annika Lane, Legislative Analyst
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ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

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. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

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

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

LD 981 **An Act to Clarify the Law Governing the Transfer of County Jail Prisoners** **LV/WD**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CAHILL P	LV/WD	
BUSTIN		
BAILEY		

SUMMARY

This bill was concerned with the transfer of prisoners from county jails either to state facilities or a jail facility in another county. The main focus was on the computation of the reimbursement for transferred prisoners. The present statute allows for reimbursement "equal to the average per diem per capita inmate cost at the county jail." The proposal was that the Department of Corrections establish "a per diem per capita inmate cost at the county jail." This concept was included in LD 723 in regards to the transfer of prisoners to state facilities.

LD 1095 **An Act to Reduce Administrative Burdens on County Jails** **PUBLIC 215**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MILLS	OTP	
HOGLUND		
NUTTING		
ERWIN E		

SUMMARY

The bill allows county jails to release a prisoner who was imprisoned for 8 days or more at any time on the last day of the prisoners imprisonment. At present, prisoners must serve out the full term of days and hours. Giving jails the flexibility to release prisoners at any time on the last day will allow the jail to administer releases in a more efficient manner. Prisoners serving less than 8 days would still have to serve the full term of days and hours.

LD 1145 **An Act to Authorize the Detention in County Jails of Adults for Offenses Committed as Juveniles** **PUBLIC 231**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
O'GARA	OTP	
RIDLEY		
TWITCHELL		

SUMMARY

Under present law, a person detained in a county jail following a detention hearing or committed to jail as an order of disposition for an offense committed as a juvenile must be housed with juveniles, regardless of the person's age at the time of detention or thereafter. This bill amends the Maine Revised Statutes, Title 15, section 3203-A, subsection 7, paragraph A, and section 3314, section 1, paragraph H, to give the Juvenile Court the discretion to order the committed person to be housed with adults for any period of detention occurring after the detainee has reached 18 years of age. Unless the Juvenile Court expressly orders otherwise, however, the detainee will be kept in the juvenile section even after reaching 18 years of age.