

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT SELECT COMMITTEE  
ON  
CORRECTIONS

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**JULY 1993**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House &amp; Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

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3. It provides that the percentage decrease of appropriations to county jail reimbursement from fiscal year 1990-91 to the current year may not be any greater than the decrease in the total appropriations to the Department of Corrections for that time period.
4. It forbids the Department of Corrections from making expenditures from any appropriations until the counties have been reimbursed for jail expenses.
5. It makes the requirement to reimburse the county for jailed prisoners a state mandate under the Constitution of Maine that requires that the State reimburse municipal and county governments for costs incurred to implement a state law.
6. It requires that the obligation to reimburse the county for jail expenses for which funds are not appropriated is to carry forward to subsequent years.
7. It changes the provision that requires that 30% of the funds claimed by the county be used for community corrections to a provision that 30% of the funds due the county be used for that purpose.
8. For years in which the Department of Corrections fails to completely reimburse the county for jailed prisoners it rescinds the requirement that the department is to withhold 30% of reimbursement pending demonstration that the funds will be used for community corrections.

**LD 569**

**An Act to Clarify the Days During Which Prisoners May Be Delivered to the Custody of the Department of Corrections**

PUBLIC 337

**SPONSOR(S)**  
OLIVER

**COMMITTEE REPORT**  
OTP

**AMENDMENTS ADOPTED**  
H-465 CHONKO

**SUMMARY**

Currently, the laws provide that sheriffs may deliver prisoners to the Maine State Prison and to the Maine Correctional Center on any day. This bill specifies the receiving days as Monday to Friday, but allows the Department of Corrections to make exceptions, if appropriate, upon request of a sheriff.

House Amendment "A" (H-465) adds a mandate preamble to address a potential mandate.

**LD 615**

**Resolve, to Require a Study of Adult Inmate Education and Training in the Correctional System**

RESOLVE 29  
EMERGENCY

**SPONSOR(S)**  
PFEIFFER

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
H-445

**SUMMARY**

This resolve requires the Criminal Justice Commission to study the education and training programs for inmates in the State's adult correctional facilities.

Committee Amendment "A" (H-445) places that assignment with the Department of Corrections and requires the department to utilize the services of the Adult Correctional Education Task Force, which is funded through the correctional education set-aside for the federal Adult Education Act. It eliminates from the study the following specific questions as set out in section 3, subsection 1 of the resolve.