

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

Second Regular Session

Bill Summaries

*Joint Standing Committee
on
Criminal Justice*

May 2002

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120th Legislature
Second Regular Session

Summary Of Legislation Before The Joint Standing Committees
May 2002

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills considered by the committees. It is arranged alphabetically by committee name and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not To Pass report accepted</i>
<i>OTP ND</i>	<i>Committee report Ought To Pass In New Draft</i>
<i>OTP ND/NT</i>	<i>Committee report Ought To Pass In New Draft/New Title</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PASSED</i>	<i>Joint Order passed in both bodies</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is July 25, 2002.

Patrick T. Norton, Interim Director
Offices located in Room 215 of the Cross Office Building

Joint Standing Committee on Criminal Justice

LD 2219

An Act Amending the Membership of the Emergency Medical Services' Board

PUBLIC 713

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP MAJ	
	OTP-AM MIN	

LD 2219 was a committee bill pursuant to Joint Order, House Paper 1703, and the majority report. LD 2219 proposed to add one representative of a statewide association of fire chiefs to the membership of the Emergency Medical Services' Board.

Committee Amendment “A” (H-1121) proposed to replace the committee bill with a resolve and was the minority report. The amendment proposed to create the Committee to Study the Membership and Practices of the Emergency Medical Services' Board. The amendment proposed that the committee:

1. Be comprised of the members of the Joint Standing Committee on Criminal Justice;
2. Review the composition of the Emergency Medical Services' Board to determine if that board's membership provides a fair and balanced representation to the State; review the practices of the Emergency Medical Services' Board; and review communication and support provided by the Emergency Medical Services' Board to emergency medical services providers and consumers;
3. Submit its report, together with any necessary implementing legislation, to the Legislature no later than November 6, 2002; and
4. Be authorized to introduce legislation related to its report to the First Regular Session of the 121st Legislature.

The amendment also proposed to include an appropriations and allocations section and a fiscal note. This amendment was not adopted.

Joint Standing Committee on Criminal Justice

Enacted law summary

Public Law 2001, chapter 713 adds one representative of a statewide association of fire chiefs to the membership of the Emergency Medical Services' Board. Public Law 2001, chapter 713 was a committee bill pursuant to Joint Order, House Paper 1703.

HP 1731

JOINT ORDER, Relative to the Joint Standing Committee on Criminal Justice shall conduct a study of County Jail Population, Costs and Reimbursement

PASSED

Sponsor(s)
SAXL

Committee Report

Amendments Adopted

Joint Order, HP 1731 was read and passed by the Legislature on April 3, 2002. This Joint Order orders the Joint Standing Committee on Criminal Justice to conduct a study of county jail population, costs and reimbursement. The committee will conduct the study in 4 meetings during the interim. Specifically, the committee shall study:

1. Initiatives for regional cooperation and solutions in building county jails;
2. Population of county jails, overcrowding and growth;
3. State probation violations, where those violations should be served and who should pay for the resulting incarceration;
4. Probation options, graduated sanctions and probation officer case load;
5. Criminal court case loads, whether cases are being handled in a timely fashion and whether there are sufficient judicial resources allocated to handle the current case load;
6. Issues concerning female offenders in county jails;
7. State subsidies that support the operation of county jails and community corrections programs;
8. Alternative sentencing options and sentencing policies; and
9. The population that is being served and populations that are not served by the current county jail system.

The committee shall submit its report, together with any necessary implementing legislation, to the Legislature no later than November 6, 2002.