

# 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 electronic originals  
(may include minor formatting differences from printed original)

**STATE OF MAINE**  
126<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE  
AND PUBLIC SAFETY**

May 2014

**STAFF:**

CURTIS BENTLEY, LEGISLATIVE ANALYST  
ANNA BROOME, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670

**MEMBERS:**

SEN. STAN J. GERZOFSKY, CHAIR  
SEN. DAVID E. DUTREMBLE  
SEN. GARY E. PLUMMER

REP. MARK N. DION, CHAIR  
REP. MICHAEL A. LAJOIE  
REP. BRYAN T. KAENRATH  
REP. ALAN M. CASAVANT  
REP. TIMOTHY I. MARKS  
REP. JOSHUA R. PLANTE  
REP. RICKY D. LONG  
REP. THOMAS M. TYLER  
REP. JETHRO D. PEASE  
REP. COREY S. WILSON

**STATE OF MAINE**  
126<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION  
**LEGISLATIVE DIGEST OF BILL SUMMARIES AND**  
**ENACTED LAWS**

The *Digest* is arranged within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

*CARRIED OVER*.....carried over to a subsequent session of the Legislature  
*CON RES XXX* ..... chapter # of constitutional resolution passed by both houses  
*CONF CMTE UNABLE TO AGREE*..... Committee of Conference unable to agree; legislation died  
*DIED BETWEEN HOUSES* .....House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE* ..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT* ..... action incomplete when session ended; legislation died  
*EMERGENCY* .....enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE*.....emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT*.....legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*.....sponsor's request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*.....ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX* ..... chapter # of enacted public Law  
*RESOLVE XXX* ..... chapter # of finally passed resolve  
*VETO SUSTAINED*.....Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the Second Regular Session of the 126<sup>th</sup> Legislature is August 1, 2014. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

*Joint Standing Committee on Criminal Justice and Public Safety*

**LD 1513**     **Resolve, Directing the Department of Corrections, Department of Education, Department of Health and Human Services and Department of Labor To Support the Statewide Coordinated Services District System**     **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HASKELL	ONTP	

This bill was carried over from the First Regular Session of the 126th Legislature.

This resolve requires the Department of Corrections, the Department of Education, the Department of Health and Human Services and the Department of Labor to fund, support the administration of and provide staffing for the statewide coordinated services district system established pursuant to Resolve 2009, chapter 204 to coordinate and implement service delivery initiatives to increase high school graduation rates, reduce the number of youth in the juvenile justice system, reduce child abuse and neglect and increase employment opportunities for youth.

**LD 1588**     **An Act To Amend the Laws Regarding the Maine Correctional Center and To Establish the Bolduc Correctional Facility in Statute**     **PUBLIC 508**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DION PLUMMER	OTP-AM OTP-AM	H-696

This bill changes the title of the chief administrative officer of the Maine Correctional Center from "superintendent" to "warden." It also provides that a corrections officer, corrections supervisor or law enforcement officer is justified in using deadly force against a person confined in the Maine Correctional Center when the officer or supervisor reasonably believes that deadly force is necessary to prevent an escape from custody.

**Committee Amendment "A" (H-696)**

This amendment is the majority report of the committee and does the following.

1. It removes the provisions of the bill that authorize a corrections officer at the Maine Correctional Center to use deadly force against an inmate.
2. It establishes the existing Bolduc Correctional Facility in statute following the language that established the Charleston Correctional Facility and the Downeast Correctional Facility.
3. It makes technical changes to the bill.

**Committee Amendment "B" (H-697)**

This amendment is the minority report and establishes the existing Bolduc Correctional Facility in statute following the language that established the Charleston Correctional Facility and the Downeast Correctional Facility. It also makes technical changes to the bill.

**Enacted Law Summary**

Public Law 2013, chapter 508 changes the title of the chief administrative officer of the Maine Correctional Center from "superintendent" to "warden" and establishes the existing Bolduc Correctional Facility in statute following the language that established the Charleston Correctional Facility and the Downeast Correctional Facility.