



125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 1095

S.P. 328

In Senate, March 15, 2011

An Act To Facilitate the Construction and Operation of Private Prisons by Authorizing the Transport of Prisoners out of State

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator THOMAS of Somerset.
Cosponsored by Representative DAVIS of Sangerville and
Senators: THIBODEAU of Waldo, WHITTEMORE of Somerset, Representatives: CURTIS of
Madison, CUSHING of Hampden.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 34-A MRSA §1403, sub-§12 is enacted to read:

12. Transport of prisoner out of State. The commissioner may allow the transport of a prisoner out of the State for any purpose that the commissioner determines necessary and appropriate, including the transfer of a prisoner to a public or private correctional facility. For purposes of this subsection, "out of the State" means to any state other than Maine and any territory or possession of the United States, but does not include a foreign country.

SUMMARY

The purpose of this bill is to facilitate the construction and operation of private prisons by specifically authorizing the Commissioner of Corrections to transport a prisoner out of the State for any purpose that the commissioner determines necessary and appropriate, including the transfer of a prisoner to a public or private correctional facility.