1	L.D. 1086
2	Date: (Filing No. H-)
3	CRIMINAL JUSTICE AND PUBLIC SAFETY
4	Reproduced and distributed under the direction of the Clerk of the House.
5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	131ST LEGISLATURE
8	FIRST SPECIAL SESSION
9 10	COMMITTEE AMENDMENT "" to H.P. 681, L.D. 1086, "An Act to Define the Term "Solitary Confinement" for the Laws Governing a Jail or Correctional Facility"
11	Amend the bill by striking out the title and substituting the following:
12 13	'An Act to Remove the Term "Solitary Confinement" from the Maine Revised Statutes'
14 15	Amend the bill by striking out everything after the enacting clause and inserting the following:
16 17	'Sec. 1. 34-A MRSA §3032, sub-§3, ¶D, as amended by PL 1989, c. 127, §6, is further amended to read:
18 19 20 21 22 23 24 25 26 27 28	D. When segregation exceeds 24 hours, the chief administrative officer of the correctional facility shall cause the facility's physician or a member of the facility's medical staff to visit the person immediately and, at least once in each succeeding 24-hour period of confinement segregation, to examine the person's state of health. When no physician or medical staff member is available within the facility to visit as required by this paragraph, a staff person who has received in-service training appropriate for the duties required by this section from a licensed health professional shall visit in lieu of the visit by the physician or medical staff member is reasonable cause to believe the action is necessary.
29 30 31 32	(1) The chief administrative officer shall give full consideration to recommendations of the physician or medical staff member as to the person's dietary needs and the conditions of the person's confinement segregation required to maintain that person's health.
33 34 35	(2) If the recommendations of the physician or medical staff member regarding a person's dietary or other health needs while in segregation are not carried out, the chief administrative officer shall immediately convey the reasons and

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circumstances for this decision to the commissioner for review and final 1 2 disposition. 3 Sec. 2. 34-A MRSA §3032, sub-§3, ¶E, as enacted by PL 1983, c. 459, §6, is 4 amended to read: 5 E. If a person is held in segregation or solitary confinement for more than 5 days, the chief administrative officer shall send a report of the confinement segregation to the 6 commissioner, giving the reasons for the confinement segregation.' 7 8 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section 9 number to read consecutively. 10 SUMMARY 11 This amendment, which is one of 3 reports of the committee, replaces the bill and 12 changes the title. The amendment removes references to "solitary confinement" currently in statute and replaces the references with the term "segregation." 13

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