



130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 13

S.P. 20

In Senate, January 13, 2021

An Act To Coordinate the Delivery of Individuals Committed to the Department of Corrections

Submitted by the Department of Corrections pursuant to Joint Rule 204.

Received by the Secretary of the Senate on January 11, 2021. Referred to the Committee on Criminal Justice and Public Safety pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator DESCHAMBAULT of York.

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

2 **Sec. 1. 17-A MRSA §2304, first ¶**, as enacted by PL 2019, c. 113, Pt. A, §2, is
3 amended to read:

4 At the time of sentencing, the sheriff or the sheriff's designee shall notify the
5 Commissioner of Corrections or the commissioner's designee that an individual has been
6 committed to the Department of Corrections and shall inquire as to the correctional facility
7 to which the individual must be delivered by the sheriff or the sheriff's designee. The
8 commissioner or the commissioner's designee has complete discretion to determine the
9 initial place of confinement. In making this determination, the commissioner or the
10 commissioner's designee shall review all relevant information, including any available
11 mental health information. The commissioner or the commissioner's designee shall
12 immediately inform the sheriff or the sheriff's designee of the location of the correctional
13 facility to which the individual must be transported. The commissioner or the
14 commissioner's designee and the sheriff or the sheriff's designee shall coordinate the date
15 and time of delivery of the individual to the designated correctional facility.

16 **SUMMARY**

17 This bill requires the Commissioner of Corrections or the commissioner's designee and
18 the sheriff or the sheriff's designee to coordinate the date and time of delivery by the latter
19 to the correctional facility designated by the former as the initial place of confinement of
20 an individual committed to the Department of Corrections.