

Date:

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CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE HOUSE OF REPRESENTATIVES 132ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT “ ” to H.P. 416, L.D. 648, “An Act to Expand the Supervised Community Confinement Program”

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 34-A MRSA §3036-A, sub-§10-A is enacted to read:

10-A. Prisoner committed crime prior to attaining 26 years of age. With the consent of the prisoner, the commissioner may transfer a prisoner committed to the department from a correctional facility to supervised community confinement without meeting the eligibility requirements of subsection 2, paragraphs B, C and D if:

A. The prisoner has served at least 2/3 or 20 years of the term of imprisonment imposed, whichever occurs first;

B. The crime or crimes for which the prisoner is serving the term of imprisonment were committed before the prisoner attained 26 years of age; and

C. The prisoner has continuously maintained a custody classification level of minimum for the 5 years preceding the prisoner's consideration for transfer to the supervised community confinement program, or the prisoner would otherwise be classified as a minimum custody prisoner if not for the sole reason that the prisoner is not within 5 years of the prisoner's release date at the time of the prisoner's consideration for transfer to the supervised community confinement program.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

CORRECTIONS, DEPARTMENT OF Adult Community Corrections 0124

Initiative: Provides funding for 16 Probation Officers, 2 Public Service Manager I positions and related costs to accept additional people into the supervised community confinement program.

GENERAL FUND	2025-26	2026-27
POSITIONS - LEGISLATIVE COUNT	18.000	18.000
Personal Services	\$2,456,000	\$2,544,416
All Other	\$358,380	\$358,380
GENERAL FUND TOTAL	\$2,814,380	\$2,902,796

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment, which is the majority report of the committee, replaces the bill. The amendment establishes an exception to the standard eligibility criteria of the Department of Corrections' supervised community confinement program by allowing a prisoner to be eligible for transfer to the program if the prisoner has served either 2/3 or 20 years of the prisoner's term of imprisonment, whichever occurs first; the crime or crimes for which the prisoner is serving the term of imprisonment were committed before the prisoner attained 26 years of age; and the prisoner maintained a minimum custody classification for the 5 years preceding the prisoner's consideration for the supervised community confinement program, or the prisoner would otherwise be classified as a minimum custody prisoner if not for the sole reason that the prisoner is not within 5 years of the prisoner's release date.

FISCAL NOTE REQUIRED

(See attached)