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Date: (Filing No. S-)

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STATE OF MAINE
SENATE
129TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to S.P. 487, L.D. 1550, Bill, “An Act To Create a Victims' Compensation Fund for Victims of Property Crimes”

Amend the amendment on page 2 by striking out all of the first and 2nd indented paragraphs (page 2, lines 1 to 5 in amendment) and inserting the following:

'Amend the bill in section 1 in §3360-S by striking out all of subsections 3 and 4 (page 1, lines 30 to 40 and page 2, lines 1 to 20 in L.D.) and inserting the following:

3. Funding source. In addition to an assessment under section 3360-I, the court shall impose an assessment of \$10 on any person convicted of murder or a Class A crime, Class B crime or Class C crime and \$5 on any person convicted of a Class D crime or Class E crime. For purposes of collection and collection procedures, this assessment is considered part of the fine. At the time of commitment, the court shall inform the Department of Corrections or the county sheriff of any unpaid balances on assessments owed by the offender to the fund. All funds collected as a result of these assessments accrue to the fund, except that in fiscal year 2019-20 only, up to \$10,000 of the revenues collected pursuant to this subsection may be retained by the judicial branch to be used for technology-related upgrades. When compensation is awarded from the fund, the amount of any restitution ordered and paid as part of a sentence imposed that, when added to the award from the fund, exceeds the victim's actual property loss must be paid to the fund, in an amount not to exceed the amount of the award. Similarly, the amount of any insurance, 3rd-party payment or recovery in a successful civil action against a person responsible for the property loss that, when added to the award from the fund, exceeds the victim's actual property loss must be paid to the fund, in an amount not to exceed the amount of the award.'

Amend the amendment by striking out all of section 3 and inserting the following:

'Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT
Courts - Supreme, Superior and District 0063

SENATE AMENDMENT

1 Initiative: Provides one-time funding for technology-related modifications to allow the
2 courts to assess additional fees.

3	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
4	All Other	\$10,000	\$0
5			
6	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$10,000</u>	<u>\$0</u>
7			

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

10 **SUMMARY**

11 This amendment authorizes the judicial branch in fiscal year 2019-20 to retain up to
12 \$10,000 of the funds collected pursuant to the assessments imposed on convicted persons
13 to be used by the judicial branch for technology-related upgrades.

14 **FISCAL NOTE REQUIRED**

15 **(See attached)**

16 SPONSORED BY: _____

17 (Senator LIBBY)

18 COUNTY: Androscoggin