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HOUSE OF REPRESENTATIVES

2 STATE HOUSE STATION

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March 24, 2021

Senator Deschambault and honorable members of the Criminal Justice and Public Safety Committee, I am pleased to present to you today LD 477, "**An Act To Allow for Fair Restitution by Providing That Restitution Does Not Include the Cost of Analysis of Suspected Illegal Drugs.**"

The bill is simple -- the removal of nine words, "*and the cost of analysis of suspected illegal drugs*" from our restitution statute.

The genesis of this bill is a Criminal Law Advisory Commission meeting I attended last year. When discussing that this analysis was included in restitution, one CLAC member said, "this feels to me like the government assassinating a prisoner and then sending a bill to the family for the price of the bullet."

He sure got my attention.

I started researching. Turns out, that CLAC member was referring to something called the **bullet fee**: a financial charge levied on the family of executed prisoners. https://en.wikipedia.org/wiki/Bullet_fee

Now, you might be tempted to think that this provision was added into our criminal code because the state was spending so much money on the testing of suspected illegal drugs. Was the cost of this testing breaking the proverbial bank? Had a problem been identified and brought to the legislature in search of a solution?

So, I did some research to find out where this proposal came from. I have included the entire legislative folder with my testimony.

"An Act to Improve Sentencing for Serious Offenders" was proposed in 2005. The original proposal authorized the court to revoke probation for a crime committed by an inmate, made other changes regarding the sentencing for inmates who committed crimes, expanded the definition of increased sentencing for crimes against law enforcement officers, and proposed an expansion of the restitution definition by "critical investigation expenses."

The bill was paired down to eliminate all the other provisions and the only thing that remained was the expansion of restitution to include investigation expenses. There is no testimony in favor of this particular provision included in the legislative record. But, importantly, there was opposition to the idea of collecting restitution to be paid to a state agency. Restitution is for victims of crime, right?

This bill removes the nine words, "*and the cost of analysis of suspected illegal drugs*" from our restitution statute. We should not be collecting restitution to pay state agencies. Maine citizens already pay for state agencies through their taxes. I ask you to vote ought to pass on this bill.

MAINE STATE LEGISLATURE

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ACTIVITY SHEET

COMMITTEE: CRIMINAL JUSTICE AND PUBLIC SAFETY

LD#: 970

TITLE: An Act to Improve Sentencing for Serious Offenders

HEARING DATE: March 14 2005

WORK SESSION DATES: March 30 2005

April 26, 2005

REPORTED OUT DATE: May 23, 2005

COMMITTEE REPORT: OTP-A



122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 970

H.P. 680

House of Representatives, February 24, 2005

An Act To Improve Sentencing for Serious Offenders

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

71/1n-77lac
MILLICENT M. MacFARLAND
Clerk

Presented by Representative GREELEY of Levant.

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

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Sec.1. 17-A MRSA §1203, sub-§1-A, 1[D] is enacted to read:

D. If a person is sentenced to a term of imprisonment, none of which is suspended, which is followed by one or more consecutive terms of imprisonment that are suspended either in whole or in part, the court may revoke probation in any of the consecutive sentences for criminal conduct committed during any period of imprisonment that precedes commencement of the period of probation.

Sec. 2. 17-A MRSA §1252, sub-§4-A, as repealed and replaced by PL 2003, c. 688, Pt. A, §14, is amended to read:

4-A. If the State pleads and proves that, at the time any crime, excluding murder, under chapter 9, 11, 13 or 27 eFL section 402-A, subsection 1, paragraph A; or section 752-A or 752-C was committed, the defendant had been convicted of 2 or more crimes violating chapter 9, 11, 13 or 27 eFL section 402-A, subsection 1, paragraph A; or section 752 A or 752 C or essentially similar crimes in other jurisdictions, the sentencing class for the crime is one class higher than it would otherwise be. In the case of a Class A crime, the sentencing class is not increased, but the prior record must be given serious consideration by the court when imposing a sentence. Section 9-A governs the use of prior convictions when determining a sentence, except that, for the purposes of this subsection, for violations under chapter 11, the dates of prior convictions may have occurred at any time. This subsection does not apply to section 210-A if the prior convictions have already served to enhance the sentencing class under section 210-A, subsection 1, paragraph C.

Sec. 3. 17-A MRSA §1256, sub-§1, as amended by PL 1999, c. 458, §1, is further amended to read:

1. Other provisions of this section notwithstanding, when a person subject to an undischarged term of imprisonment is convicted of a-YJ-E>-l-a-t-0n--o- -&eetieB- -e-2----A --7-5-&--&F- --o-r---o-E--aBy eEReF--f-i-me-- --ag-a-i-n-&l=- ERe--pe-r-6-0n--0-E--a- --o-E--ERe-f-t-a-f-'f'-0-E--ERe ¼BSE¼EHE¼9B-JB--wh-i-0-h---t-he---GG-BVi&t-e-G-peFS9B-Waf- -mp-r --O-r'--G-E--a vie¼aEieB--o- -fCf J f-- @&- -n-vo-l-v-i-ng-- evefBmeB -- FG- F&y- -n--ERe iBsEiEHEieB- -n---wh-i-o-h--Ese--f-wiY -f -e-e--p-e-r---s-o-n--was-mp-rJf-e-ne-e-o- -aBy eEReF---0- .i-me--a aJffl -- &ve ameat-p-r--op-e-r---t-y--iB--&ae-- -n-s-t. -u-t -0n--iB wRieR-ERe-eeBvieEea-peFseB-impfiseneaT any new crime or of an attempt to commit any e -Re--f-f-me-s--me-n-t-oned--in--tsi&-sHaseeEieB new crime, the sentence is not concurrent with the undischarged terms of imprisonment. The court may order that the undischarged terms of imprisonment be tolled and service of the nonconcurrent

2 sentence commence immediately and the court shall so order if any
3 undischarged term of imprisonment is a split sentence. No A
4 portion of the nonconcurrent sentence may not be suspended. All
5 sentences that the convicted person receives as a result of the
6 crimes mentioned in this subsection must be nonconcurrent with
all other sentences.

8 **Sec. 4. 17-A MRSA §1322, sub-§3**, as repealed and replaced by
9 PL 1993, c. 305, §1, is amended by amending the first paragraph
10 to read:

12 3. **Economic loss.** "Economic loss" includes economic
13 detriment consisting of environmental clean-up expense, property
14 loss, allowable expense, work loss, replacement services loss
15 and, if injury causes death, dependent's economic loss and
16 dependent's replacement services loss. Noneconomic detriment is
17 not loss. Economic detriment is loss although caused by pain and
18 suffering or physical impairment. "Economic loss" includes
19 expenses of an emergency response by any public agency and
20 critical investigation expenses.

22 **Sec. 5. 17-A MRSA §1322, sub-§3, IA-1** is enacted to read:

24 A-1. "Critical investigation expense" means a necessary expense
25 incurred by a public agency or by a person or
26 organization while investigating or prosecuting suspected criminal
27 conduct. "Critical investigation expense"
28 includes, but is not limited to, the cost of an audit or other
29 financial analysis when that analysis is necessary to
30 determine whether and to what extent a victim has suffered financial
31 harm from criminal conduct by an employee or other
32 person in a position of trust and the cost of analysis of physical
33 evidence including suspected illegal drugs.
34 "Critical investigation expense" does not include the hourly pay,
salary or benefits of law enforcement personnel or the ordinary
administrative costs of a law enforcement agency.

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38 SUMMARY

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41 This bill makes the following changes to the sentencing laws.

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43 1. The bill authorizes the court to revoke probation for a
44 crime committed by an inmate who is serving a sentence that does
45 not include probation, if the inmate also has a consecutive
46 sentence that includes a period of probation.

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49 2. The bill specifies that an inmate who commits any crime
while sentenced may have that sentence interrupted and serve the

2 sentence for the new crime immediately. Currently, that
authority exists only for inmates who commit crimes against
3 corrections staff or institutional property.

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6 3. This bill further expands the list of violent crimes for
which the classification may be increased for violent offenders
to include assaults against law enforcement officers, corrections
8 officers and emergency medical workers.

10 4. For purposes of determining economic loss that may be
compensated by an order of restitution, this bill defines
12 "critical investigation expense." "Critical investigation
expense" includes those necessary expenses incurred by a public
14 agency, person or organization while investigating or prosecuting
suspected criminal conduct.

STATE OF MAINE
122ND LEGISLATURE

LEGISLATIVE NOTICES

JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

Sen. Bill Diamond, Senate Chair
Rep. Patricia A. Blanchette, House Chair

PUBLIC HEARING: Monday, March 14, 2005, 10:00 am, Room 436 State House

- (L.D. 834) Bill "An Act To Prevent Camcorder Piracy" (H.P.0593) (Presented by Representative GERZOFISKY of Brunswick) (Cosponsored by Senator DAVIS, SR. of Piscataauis. Representative ASH, JR. of Belfast, Representative BLANCHETTE of Bangor. Representative BLISS of South Portland, Representative BRYANT of Windham, Representative HANLEY of Gardiner, Representative PELLETIER-SIMPS of Auburn. Representative PLUMMER of Windham, Representative RINES of Wiscasset;
- (L.D. 847) Bill "An Act To Increase the Class of Crime for Home Trespass" (H.P.0598) (Presented by Representative LEWIN of Eliot) (Cosponsored by Senator ANDREWS of York, Senator DAVIS, SR. of Piscataquis, Senator NASS of York, Representative BOWEN of Rockport, Representative BURNS of Berwick, Representative DUGAVO' Cherryfield, Representative JOY of Crystal, Representative NUTTING of Oaklancl, Representative TARDY of Newport)
- (L.D. 862) Bill "An Act To Improve the Collection of Restitution and Supervision Fees" (H.P.0613) (Presented by Representative BLANCHETTE of Bangor) (Cosponsorec' by Senator CLUKEY of Aroostook, Representative DAVIS of Augusta, Representative GERZOFISKY of Brunswick, Representative GROSE of Woolwich. Representative HANLEY of Gardiner, Representative PLUMMER of Windham) Submitted by the Department of Corrections pursuant to Joint Rule 204.
- (L.D. 893) Bill "An Act To Change Mandatory Minimum Sentences in Certain Cases" (S.P.C13o;; (Presented by Senator MILLS of Somerset)
- (L.D. 903) Bill "An Act To Strengthen the Penalties for Sales to Minors or Purchases by Minors of Alcoholic Beverages" (S.P.0311) (Presented by Senator NUTTING of Androscoggin) (Cosponsored by Senator HOBBSINS of York, Senator PLOWMAN 0, Penobscot, Representative BLANCHETTE of Bangor, Representative BARSTOW of Gorham, Representative DAVIS of Augusta, Representative GERZOFISKY of Brunswick, Representative HOTHAM of Dixfield, Representative MARLEY of Portland)
- (L.D. 970) Bill "An Act To Improve Sentencing for Serious Offenders" (H.P.0680) (Presented by Representative GREELEY of Levant)
- (L.D. 983) Bill "An Act To Make Technical Changes to the Maine Criminal Code" (H.P.0593'. Submitted by the Criminal Law Advisory Commission pursuant to the Maine Revise c.1 Statutes, Title 17-A, section 1354, subsection 2.
- (L.D. 984) Bill "An Act To Amend the Crime of Escape" (H.P.0694) Submitted by the Criminal Law Advisory Commission pursuant to the Maine Revised Statutes, Title 17-A. section 1354, subsection 2.
- (L.D. 1018) Bill "An Act To Require a Criminal Background Check for the Initial Licensure of Emergency Medical Services Personnel" (H.P.0702) (Presented by Representati11p SYKES of Harrison) (Cosponsored by Senator SNOWE-MELLO of Androscoggin. Representative CHURCHILL of Washburn, Representative GREELEY of Levant. Representative RICHARDSON of Skowhegan)

CONTACT PERSON:

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WORK SESSION AGENDA

CRIMINAL JUSTICE AND PUBLIC SAFETY

03/30/05

1:00 pm

Room 436 State House

- (L.D. 903) Bill "An Act To Strengthen the Penalties for Sales to Minors or Purchases by Minors of Alcoholic Beverages" (S.P.0311) (Presented by Senator NUTTING of Androscoggin) (Cosponsored by Senator HOBBS of York, Senator PLOWMAN of Penobscot, Representative BLANCHETTE of Bangor, Representative BARSTOW of Gorham, Representative DAVIS of Augusta, Representative GERZOFKY of Brunswick, Representative HOTHAM of Dixfield, Representative MARLEY of Portland)
- (L.D. 970) Bill "An Act To Improve Sentencing for Serious Offenders" (H.P.0680) (Presented by Representative GREELEY of Levant)
- (L.D. 983) Bill "An Act To Make Technical Changes to the Maine Criminal Code" (H.P.0693) Submitted by the Criminal Law Advisory Commission pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2.
- (L.D. 984) Bill "An Act To Amend the Crime of Escape" (H.P.0694) Submitted by the Criminal Law Advisory Commission pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2.
- (L.D. 1018) Bill "An Act To Require a Criminal Background Check for the Initial Ucenure of Emergency Medical Services Personnel" (H.P.0702) (Presented by Representative SYKES of Harrison) (Cosponsored by Senator SNOWE-MELLO of Androscoggin, Representative CHURCHILL of Washburn, Representative GREELEY of Levant, Representative RICHARDSON of Skowhegan)

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WORK SESSION AGENDA

CRIMINAL JUSTICE AND PUBLIC SAFETY

04/26/05

1:00 pm

Room 436 State House

- (L.D. 1172) Bill "An Act To Expunge Criminal Records upon Pardon" (S.P.0400) (Presented by Senator DAMON of Hancock) (Cosponsored by Representative BLANCHETTE of Bangor, Representative GERZOFKY of Brunswick, Representative PINGREE of North Haven)
- (L.D. 1360) Bill "An Act To Improve the Management and Safety of State Correctional Facilities" (H.P.0943) (Presented by Representative BLANCHETTE of Bangor) (Cosponsored by Senator CLUKEY of Aroostook, Representative CHURCHILL of Washburn, Representative GERZOFKY of Brunswick, Representative GREELEY of Levant, Representative PLUMMER of Windham) Submitted by the Department of Corrections pursuant to Joint Rule 204.
- (L.D. 970) Bill "An Act To Improve Sentencing for Serious Offenders" (H.P.0680) (Presented by Representative GREELEY of Levant)
- (L.D. 619) Bill "An Act To Require Background Checks on All Camp Employees" (H.P.0452) (Presented by Representative BARSTOW of Gorham) (Cosponsored by Senator MAYO, III of Sagadahoc, Representative GERZOFKY of Brunswick, Representative KOFFMAN of Bar Harbor, Representative PINGREE of North Haven, Representative PIOTTI of Unity)
- (L.D. 1027) Bill "An Act To Require That a Person Arrested on a Domestic Violence Charge Be Held for at Least 4 Hours before Being Released on Bail" (H.P.0712) (Presented by Representative PELLETIER-SIMPS of Auburn) (Cosponsored by Senator SULLIVAN of York, Senator HASTINGS III of Oxford, Representative CANAVAN of Waterville, Representative CARR of Lincoln, Representative DUDLEY of Portland, Representative GROSE of Woolwich, Representative LORING of Penobscot Nation, Representative SHERMAN of Hodgdon, Representative WATSON of Bath)

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TESTIMONY OF

DENISE V. LORD
ASSOCIATE COMMISSIONER
DEPARTMENT OF CORRECTIONS

IN SUPPORT OF

LD 970 AN ACT TO IMPROVE SENTENCING FOR SERIOUS OFFENDERS

BEFORE THE
JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

March 14, 2005

SENATOR DIAMOND, REPRESENTATIVE BLANCHETTE, MEMBERS OF THE CRIMINAL JUSTICE AND PUBLIC SAFETY COMMITTEE, I AM DENISE LORD, ASSOCIATE COMMISSIONER FOR THE DEPARTMENT OF CORRECTIONS. I AM HERE TODAY TO SPEAK IN SUPPORT OF LD 970.

THE BILL ADDRESSES THE ISSUE OF ONGOING CRIMINAL ACTIVITY WHILE A PERSON IS INCARCERATED. THE DEPARTMENT HAS ALSO SUBMITTED A BILL THAT ADDRESSES THIS ISSUE .ALTHOUGH IN A DIFFERENT MANNER. I WOULD ASK THAT THE COMMITTEE CONSIDER DELAYING ACTION ON LD 970 UNTIL THE DEPARTMENT'S BILL HAS COME BEFORE YOU AND YOU CAN CONSIDER THE TWO BILLS TOGETHER.

THANK YOU FOR YOUR TIME AND CONSIDERATION OF THIS BILL. I AM PLEASED TO ANSWER ANY OF YOUR QUESTIONS.

**OFFICE OF POLICY AND LEGAL ANALYSIS
BILL ANALYSIS**

LD970 **An Act To Improve Sentencing for Serious Offenders**

TO: **Members, Joint Standing Committee on Criminal Justice and Public Safety**

FROM: **Marion Hylan Barr, Legislative Analyst**

DATE: **March 28, 2005**

SUMMARY

This bill makes the following changes to the sentencing laws.

1. The bill authorizes the court to revoke probation for a crime committed by an inmate who is serving a sentence that does not include probation, if the inmate also has a consecutive sentence that includes a period of probation.
2. The bill specifies that an inmate who commits any crime while sentenced may have that sentence interrupted and serve the sentence for the new crime immediately. Currently, that authority exists only for inmates who commit crimes against corrections staff or institutional property.
3. This bill further expands the list of violent crimes for which the classification may be increased for violent offenders to include assaults against law enforcement officers, corrections officers and emergency medical workers.
4. For purposes of determining economic loss that may be compensated by an order of restitution, this bill defines "critical investigation expense." "Critical investigation expense" includes those necessary expenses incurred by a public agency, person or organization while investigating or prosecuting suspected criminal conduct.

TESTIMONY

Proponents

- Bill addresses prisoner's ongoing criminal activity while incarcerated; DOC also has a bill to address this issue in a different manner - ask that you wait to act on this until then*
- Rare situation where person receives consecutive sentences; if does and then commits new crime, it is still within period of the 1st, so there is no way to revoke previous probation terms - bill authorizes revocation of that probation
 - Crimes against DOC facility would interrupt current sentence, which will provide an additional deterrent - there is more value to the immediacy of a new penalty (DOC has

NFNA

- Consensus on Secs. 4 & 5. - object to paying restitution to public agency, which is what critical investigation expense would be; offenders have few resources (DA member supports, as counties are currently incurring large amounts for investigation costs)
- Sec. 2 - support adding assaults on LE to repeat offense for enhancement of penalties
- Sec. 3 - interrupted sentences okay; brings the immediacy to the situation, but may need language to indicate subsequent action, not just subsequent conviction
- Sec. 1 - difficulty with the concept of when serving consecutive sentences and then commit

concerns)

- Repeat violent offenses should include assaults on LE for purposes of enhancing penalty
- The new definition of critical investigation expense allows courts to order restitution for certain necessary investigation expenses

new crime, then revoke probation for a sentence that is not even in execution yet

POTENTIAL ISSUES OR TECHNICAL PROBLEMS:

- See proposed amendments from DOC
- *DOC asks that you wait to make final recommendations on this bill until you hear and work their bill, LD 1360, "An Act to Improve the Management and Safety of State Correctional Facilities" (scheduled for PH 04/04/05)
- Need additional language in Sec. 3 regarding subsequent action, not just subsequent conviction? (per John Pelletier's testimony)
- Sec. 1.?

ADDITIONAL INFORMATION NEEDED BY COMMITTEE:

- More information on critical investigation expense (what in addition to ordinary prosecution and investigation expenses?)

FISCAL IMP ACT: See fiscal note for original bill.

From DOC

Suggested Amendments to LD 970

Sec. 1. 17-A MRSA § 1203, sub-§1-A, 1 Dis enacted to read:

D. If a person is sentenced to a term of imprisonment, none or some of which is suspended, which is followed by one or more consecutive terms of imprisonment that are suspended either in whole or in part, the court may revoke probation on any of the consecutive sentences for criminal conduct committed during any term of imprisonment that precedes commencement of the period of probation, if all of the sentences are imposed at the same time and provided that the net result of revocation would not be inconsistent with section 1256, subsection 8.

Sec. 2. would remain as is.

Sec. 3. 17-A MRSA § 1256, sub-§1, as amended by PL 1999, c. 458, §1, is further amended to read:

1. Other provisions of this section notwithstanding, when a person subject to an undischarged term of imprisonment is convicted of a violation of section 752 A, 755 or 757 or of any other crime against the person of a member of the staff of the institution in which the convicted person was imprisoned or of a violation of section 806 involving government property in the institution in which the convicted person v,as imprisoned or any other crime against government property in the institution in which the convicted person was imprisoned, a crime committed while in execution of any term of imprisonment or of an attempt to commit a of the crimes mentioned in this subsection crime while in execution of any term of imprisonment, the sentence is not concurrent

with ~~#~~ any undischarged terms of imprisonment. The court may order that the any undischarged terms of imprisonment be tolled and service of the nonconcurrent sentence commence immediately and the court shall so order if any undischarged term of imprisonment is a split sentence. No portion of the nonconcurrent sentence may be suspended. All sentences that the convicted person receives as a result of the crimes mentioned in this subsection must be nonconcurrent with all other sentences.

Sec. 4. would remain as is.

Sec. 5. 17-A MRSA § 1322, sub-§3, 1A-1 is enacted to read:

A-1. "Critical investigation expense" means a necessary expense incurred by a government or by a victim while investigating or prosecuting suspected criminal conduct. "Critical investigation expense" includes, but is not limited to, the cost of an audit or other financial analysis when that analysis is necessary to determine whether and to what extent a victim has suffered financial harm from criminal conduct by an employee or other person in a position of trust and the cost of analysis of physical evidence including suspected illegal drugs. "Critical investigation expense" does not include the hourly pay, salary or benefits of law enforcement personnel or of an employee of a victim or ordinary administrative costs.

L.D. 970
Filing No. H-
COPY

DATE:

CRIMINAL JUSTICE AND PUBLIC SAFETY

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT " "to H.P. 680, L.D, 970, Bill, "An Act To Improve Sentencing for Serious Offenders"

Amend the bill by striking out all of section 1 (page 1, lines 3 to 11 in L,D,)

Further amend the bill by striking out all of section 3 (page 1, lines 34 to 49 and page 2, lines 1 to 6 in L.D.)

Further amend the bill in section 5 by striking out all of paragraph A-1 (page 2, lines 24 to 36 in L.D.) and inserting in its place the following:

'A-1. "Critical investigation expense" means a necessary expense incurred by a government or by a victim while investigating or prosecuting suspected criminal conduct. "Critical investigation expense" is limited to the cost of an audit or other financial analysis when that analysis is necessary to determine whether and to what extent a victim has suffered financial harm from criminal conduct by an employee or other person in a position of trust and the cost of analysis of suspected illegal drugs.'

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

SUMMARY

This amendment strikes from the bill the provision authorizing the court to revoke probation of a person serving a consecutive sentence who commits new criminal conduct during any

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT " " to H.P. 680, L.D, 970

2 period of incarceration that precedes the commencement of the
period of probation.

4 The amendment also strikes from the bill the provision that
specifies that an inmate who commits any crime while sentenced
6 may have that sentence interrupted and serve the sentence for the
new crime immediately. This provision is incorporated into the
8 committee amendment to another bill, L.D. 1360, "An Act To
Improve the Management and Safety of State Correctional
10 Facilities."

12 The amendment also clarifies what is meant by "critical
investigation expense" and limits the collection of these
14 expenses to cases involving embezzlement and drug investigations.

FISCAL NOTE RE(JL | KLU
(See attached)



122nd MAINE LEGISLATURE

LD970

LR 1728(01)

An Act To Improve Sentencing for Serious Offenders

Fiscal Note for Original Bill

Sponsor: Rep. Greeley of Levant

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

Fiscal Note

Undetermined current biennium cost increase - General Fund

Correctional and Judicial Impact Statements:

This legislation will create additional days in state correctional institutions or county jails when revocation of probation is ordered. It is currently unknown how many offenders would be impacted or how many additional beds would be required as a result of this bill.



Approved: 05/17/05 ,*feac.*

122nd MAINE LEGISLATURE

LD970

LR 1728(02)

An Act To Improve Sentencing for Serious Offenders

Fiscal Note for Bill as Amended by Committee Amendment" "

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

Fiscal Note

Undetermined cun-ent biennium cost increase - General Fund

Correctional and Judicial Impact Statements:

This legislation will create additional days in state coITectional institutions or county jails when a sentencing class is enhanced. It is culTently unknown how many offenders would be impacted or how many additional beds would be required as a result of this bill.



Approved: 06/05/05

122nd MAINE LEGISLATURE

LD970

LR 1728(03)

An Act To Improve Sentencing for Serious Offenders

Fiscal Note for Bill as Engrossed with:

C "A" (H-474)

Committee: Criminal Justice and Public Safety

Fiscal Note

Undetermined current biennium cost increase - General Fund

Correctional and Judicial Impact Statements:

This legislation will create additional days in state correctional institutions or county jails when a sentencing class is enhanced. It is currently unknown how many offenders would be impacted or how many additional beds would be required as a result of this bill.

COMMITTEE VOTING TALLY SHEET

LD #or Confirmation: 470

Committee: Criminal Justice & Public Safety

Date: 4/26/05

Motion: OTRA

Motion by: Rep. Hanley

Seconded by: _____

Those Voting in Favor of the Motion	Recommendation of those opposed to the Motion				Y	N
	i	li:	f::	0 is		

Senators

1. Sen. Diamond	r							Eo
2. Sen. Clukey	/	.	.	.				
3. Sen. Nutting	/							

Representatives

1. Rep. Blanchette	X						
2. Rep. Plummer	X						
3. Rep. Hanley	X						
4. Rep. Greeley	X						
5. Rep. Churchill	X						
5. Rep. Gerzofsky	X						
7. Rep. Sykes	X						
8. Rep. Grose	X						
9. Rep. Davis	X						
10. Rep. Paradis	X						
TOTALS	13						

HOUSE REPORT

THE COMMITTEE ON Criminal Justice and Public Safety

to which was referred the following:

An Act To Improve Sentencing for Serious Offenders

H.P. 680

L.D. 970

has had the same under consideration, and asks leave to report that the same
 OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "

Patricia A. Blanchette

(Signature) Rep. Blanchette

of Bangor

For the Committee

(Type)

Rep. of (Town) and/or Sen. of (County)

(Signatures)