

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

COMMITTEE AMENDMENT" A" to H.P. 719, L.D. 895,
Bill, "AN ACT Relating to the Release of Mentally
Disordered Persons."

Amend said Bill by inserting after the
enacting clause the following:

'Sec. 1. 15 MRSA §101, as last amended by
PL 1973, c. 547, §2, is further amended by adding
at the end the following new paragraphs:

Any person ordered or committed for examin-
ation, observation, care or treatment pursuant
to this section shall not be released from the
examining institution during the period of
examination.

Any individual responsible for or permitting
the release of a respondent from the examining
institution who has been committed pursuant to
this section shall be punished by a fine of
not more than \$1,000.'

Further amend said Bill in section 2 by
striking out in the first and 2nd lines of the
2nd paragraph of that part designated subsection 3,
(same in L.D.) the following underlined words:
"either a duly licensed psychiatrist or psycholo-
gist" and inserting in place thereof the following:
'the institutional staff including at least one
psychiatrist'

Further amend said Bill by renumbering
sections 1 and 2 to be 2 and 3.

Statement of Fact

The purpose of this amendment is to prohibit
the release of any person from an examining
institution who has been ordered or committed there
by a court of law for observation, examination, care
or treatment relative to that person's criminal

responsibility or competence to stand trial and to further provide that a report provided to a court relative to the release of a person who has been hospitalized in connection with that person's acquittal on a criminal charge on the basis of mental disease or defect shall be from the staff of the institution where the person is hospitalized, including at least one psychiatrist.

Reported by the Committee on Judiciary.

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

4/22/75

(Filing No. H-189)