

MAINE STATE LEGISLATURE

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CHAPTER 409

TRAINING CENTERS

Sec.

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§ 2711. Definitions

The following words as used in this chapter shall, except as otherwise specifically provided, have the following meanings:

1. Center. "Center" means either the Boys Training Center or the Stevens Training Center.

2. Child or Children. "Child" or "children" mean a juvenile committed to either the Boys Training Center or the Stevens Training Center.

1959, c. 342, § 1.

§ 2712. Establishment; location; personnel

The State shall establish and maintain training centers to rehabilitate children committed thereto as juvenile offenders by the courts of the State. Toward this end, the disciplines of education, casework, group work, psychology, psychiatry, medicine, nursing, vocational training and religion related to human relations and personality development shall be employed. The training center for boys shall be known as the Boys Training Center, located at South Portland; the training center for girls shall be known as the Stevens Training Center, located at Hallowell. The director of each center shall be called the superintendent and shall be in constant residence at the center.

The Superintendent of the Boys Training Center shall have assistant superintendents to be appointed by him, subject to the Personnel Law, who, when the office of superintendent is vacant, or the superintendent is absent from the center or unable to perform the duties of his office, shall have the powers, perform the

duties and be subject to all the obligations and liabilities of the superintendent.

1959, c. 342, § 1; 1963, c. 108, § 1.

§ 2713. Confinement; federal law

The Department of Mental Health and Corrections may contract with the Attorney General of the United States for the confinement and support in said centers for juvenile offenders against the laws of the United States in accordance with the United States Code, Title 18, Sections 706 and 707.

1959, c. 342, § 1; c. 360, § 2.

§ 2714. Commitment

A boy between the ages of 11 and 17 may be committed to the Boys Training Center and a girl between the ages of 9 and 17 may be committed to the Stevens Training Center, pursuant to chapters 401 to 409. All commitments of such children shall be for the term of their minority, unless sooner discharged by the superintendent; but no child shall be committed who is deaf, mute, blind or a proper subject for the Augusta State Hospital, the Bangor State Hospital or the Pineland Hospital and Training Center.

1959, c. 342, § 1; 1963, c. 108, § 2.

§ 2715. Certification by committing judge

When any child is ordered to be committed to a center, the court by which such commitment is made shall certify on the mittimus provided the child's birthdate, birthplace, parentage and legal residence.

1959, c. 342, § 1.

§ 2716. Duties of superintendent

The superintendent shall have all the power which a guardian has to his ward, and all powers which parents have over their children, as to the person, property, earnings and the rehabilitation of every child committed to the center. Said child shall be under the direction of the superintendent, subject to rules and regulations of the Department of Mental Health and Corrections.

At the discretion of the superintendent, any such child, during his or her commitment, may be kept at said center or, upon

prior mutual agreement, may be entrusted without indenture, for a period not exceeding the term of his or her commitment, to the care of: Any suitable person or persons; the Probation and Parole Board; the Department of Health and Welfare, or other public or private child care agencies. As often as shall be required, the person or agency, to whom such child is entrusted, shall report to the superintendent the progress and behavior of said child, whether or not the child remains under such person, and if not, where he or she is.

On being satisfied at any time that the welfare of the child will be promoted by return to the center, the superintendent may cancel such trust and resume charge of such child with the same powers as before the trust was made.

At the discretion of the superintendent, any such female child deemed to be eligible shall be granted entrance into the Hallowell High School under the same conditions as pupils residing in towns which do not maintain a standard secondary school, as provided in Title 20, section 1291, except the tuition for such child shall be paid by said superintendent from the appropriation to the said center and shall be based on the average instructional cost per pupil for the year preceding that for which the tuition is paid to be determined as provided by Title 20, section 1292.

1959, c. 342, § 1; c. 360, § 2; 1961, c. 293, § 3.

§ 2717. Incorrigible; transfers to reformatory

Any child committed to the center whose presence therein may be seriously detrimental to the well-being of the center, or who willfully and persistently refuses to obey the rules and regulations of said center may be deemed incorrigible, and upon recommendation of the superintendent may be transferred to a reformatory with the approval of the Commissioner of Mental Health and Corrections, but no child shall be transferred under the age of 15. To so transfer, the superintendent shall certify that the child is incorrigible upon the mittimus in the case with the recommendation that transfer to the appropriate reformatory be effected. Upon approval by the Commissioner of Mental Health and Corrections, the transfer may be effected any time thereafter. It shall be the duty of the officers of the reformatory to receive any person so transferred and the remainder of the original commitment shall be executed at the reformatory, except that in the event a child so transferred has, in the opinion of the superintendent of the reformatory and of the superintendent of the center, benefited from the program at the reformatory, to

such an extent that return to the center would be in the best interest of the child and of the community, such child may be returned to the center. The reason for such return shall be certified by the recommending superintendents on the mittimus and certification of the return shall be made by the recommending superintendents to the Commissioner of Mental Health and Corrections, giving their reasons therefor.

1959, c. 342, § 1; c. 360, § 2; 1963, c. 108, § 3.

§ 2718. Discharge

The superintendent shall cause to be discharged all children committed to the center at the expiration of their minority and may, on consent of the Department of Mental Health and Corrections, discharge any child as rehabilitated during such child's term of commitment.

1959, c. 342, § 1; c. 360, § 2.

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