

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT SELECT COMMITTEE  
ON  
CORRECTIONS

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**JULY 1993**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House &amp; Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

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- C. How can a program be set up to monitor whether the prisoners are receiving the education planned for them and to evaluate whether that education is achieving the desired goals? How can controlled tests be set up to allow the evaluation of alternative programs?
- E. How can participation in the basic education programs be improved?
- F. How can it be ensured that the educational programs are accredited by the appropriate state professional agencies and that graduates of the vocational program meet the qualifications for receiving licenses or credentials in their respective industries?
- I. Should the program include persons on probation and persons involved in community corrections?
- J. Where should responsibility for the education and training programs be located?
- K. What agencies should provide staffing for the various education and training programs?

**LD 733      An Act to Amend the Laws Governing Protective Custody      CARRIED OVER**

**SPONSOR(S)**                      **COMMITTEE REPORT**                      **AMENDMENTS ADOPTED**  
 CLEVELAND

**SUMMARY**

Currently, if a law enforcement officer takes a person into protective custody, the officer is required to remain with the person at the mental health facility awaiting examination, often for long periods of time. This bill transfers responsibility for a person in protective custody to the facility once the law enforcement officer has completed an application for emergency admission, without awaiting a certifying examination, freeing the officer to return to duty. If the person in custody is not certified for admission, the officer may be recalled to transport the person for legal custody, if the person is under arrest, or for release.

**LD 770      An Act to Amend the Confidentiality Provisions of the Maine Juvenile Code      PUBLIC 13 EMERGENCY**

**SPONSOR(S)**                      **COMMITTEE REPORT**                      **AMENDMENTS ADOPTED**  
 BUSTIN                                      H-60      LARRIVEE

**SUMMARY**

This bill enables the Department of Corrections to share identifying information about juveniles in its custody with the Department of Human Services for the purpose of establishing eligibility for Medicaid reimbursement for services of the Department of Corrections. This bill supersedes laws relating to the confidentiality of this information in order to implement the Medicaid enhancement program for services of the Department of Corrections. The bill also requires that all Medicaid funds for juveniles in custody of the Department must be spent on the Maine Youth Center.

House Amendment "A" (H-60) places the provisions of the bill in more appropriate sections of the statutes and adds a fiscal note.