

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 628

H. P. 475

House of Representatives, January 27, 1965

Referred to Committee on Health and Institutional Services. Sent up for concurrence and ordered printed.

JEROME G. PLANTE, Clerk

Presented by Mrs. Carswell of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

AN ACT Relating to Transfer of Incurrigibles from Training Centers to Reformatories.

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

R. S., T. 15, § 2717, repealed and replaced. Section 2717 of Title 15 of the Revised Statutes is repealed and the following enacted in place thereof:

‘Sec. 2717. Incurrigible; transfers to reformatory; return. Any child committed to the center whose presence therein may be seriously detrimental to the well-being of the center, or who wilfully and persistently refuses to obey the rules and regulations of said center may be deemed incurrigible, and upon recommendation of the superintendent may be transferred to a reformatory, with the approval of the Commissioner of Mental Health and Corrections. To so transfer, the superintendent shall certify that the child is incurrigible 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 at any time. The superintendent of the reformatory shall receive and detain any person so transferred. The superintendent of the reformatory, solely, with respect to each transferee shall have all of the powers and duties prescribed for the superintendent of a training center under sections 2716 and 2718. A transferee’s maximum term of commitment is not altered by transfer. Upon recommendation of the superintendent of the reformatory, certified on the original mittimus, and certified to the Commissioner of Mental Health and Corrections, with reasons therefor, a transferee who in the opinion of the superintendent of the reformatory has benefited from the program at the reformatory, but is not ready for return to the community, and whose needs can then be best served by the program at the training center, may be returned thereto. Return of a transferee to a train-

ing center shall divest the superintendent of the reformatory of all powers and duties with respect to such transferee, and shall revest all of such authority in the superintendent of the training center.'