

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

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Legislative Document

No. 702

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H. P. 489 House of Representatives, February 8, 1967  
Referred to Committee on Health and Institutional Services. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Jalbert of Lewiston.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-SEVEN

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**AN ACT Relating to Transfer of Control of the Military and Naval Children's Home and Changing Name.**

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

**Sec. 1. R. S., T. 34, § 1, amended.** The first paragraph of section 1 of Title 34 of the Revised Statutes is amended to read as follows:

The Department of Mental Health and Corrections, as heretofore established, hereinafter in this Title called the "department", shall have general supervision, management and control of the research and planning, grounds, buildings and property, officers and employees, and patients and inmates of all of the following state institutions: The hospitals for the mentally ill, Pineland Hospital and Training Center, the State Prison, the Reformatories for Men and Women, the juvenile institutions, the Governor Baxter State School for the Deaf ~~the Military and Naval Children's Home~~ and such other charitable and correctional state institutions as may be created from time to time. All orders of commitment, medical and administrative records in the department are held to be confidential. Such records may be subpoenaed by a court of record.

**Sec. 2. R. S., T. 34, § 2517, repealed.** Section 2517 of Title 34 of the Revised Statutes is repealed as follows:

~~§ 2517. Military and Naval Children's Home~~

~~This chapter shall be applicable to the support of children admitted to the Military and Naval Children's Home.~~

**Sec. 3. R. S., T. 34, § 2951, amended.** Section 2951 of Title 34 of the Revised Statutes is amended to read as follows:

**§ 2951. Bath home declared a state institution; purposes**

The **State Children's Center, heretofore known as the State Military and Naval Children's Home**, established as the Bath Military and Naval Orphan Asylum at Bath by chapter 163 of the private and special laws of 1866, is declared to be a state institution, the purpose of which is the rearing and educating, in the common branches of learning and ordinary industrial pursuits of the poor and neglected children of this State, preference being given to the children of soldiers and sailors of Maine who have served in the various wars in which the United States has engaged.

**Sec. 4. R. S., T. 34, § 2952, repealed and replaced.** Section 2952 of Title 34 of the Revised Statutes is repealed and the following enacted in place thereof:

**§ 2952. Admission to center; custody and control; guardianship**

The **State Children's Center** shall be under the control and general supervision of the **Department of Health and Welfare**. Its head shall be called the "superintendent" who shall be appointed by the **Commissioner of Health and Welfare**, subject to the **Personnel Law**.

Any child, a proper subject for the center, shall be admitted upon written application of the parent or legal guardian of the person of such child, or in the event of the absence of the parent or legal guardian of the person of such child, such application may be made by any relative or health or police officer.

The superintendent shall have custody and control of all children admitted to the center for the duration of their residence therein.

Commitment to the center under Title 22, section 3792 or Title 19, section 752 shall be considered a commitment to the custody of the **Department of Health and Welfare** and the guardianship of any child, as provided in Title 22, section 3793 or Title 19, section 752 so committed, or placed in the home after commitment to the **Department of Health and Welfare** under Title 22, section 3792 or Title 19, section 752, during its residence at the center, shall be considered to be vested in the superintendent.