

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 729

H. P. 550

House of Representatives, February 11, 1969

On motion of Mr. Brennan of Portland. Referred to Committee on Judiciary. Sent up for concurrence and 1,000 ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Brennan of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Admission to the Pineland Hospital and
Training Center.

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

Sec. 1. R. S., T. 34, § 2152, amended. Paragraph B of subsection 1 of section 2152 of Title 34 of the Revised Statutes, as amended by section 2 of chapter 70 of the public laws of 1965, is repealed and the following enacted in place thereof:

B. Certification.

(1) Certification by a licensed physician that he has examined the child and that in his opinion such child is mentally ill and in need of care and treatment for such mental illness. A child certified to be mentally ill shall be between the ages of 6 and 16 to be eligible for admission; or

(2) Certification by a licensed physician or licensed psychologist that he has examined or tested the person, and in his opinion such person is mentally retarded and in need of care, treatment, training or education.

Sec. 2. R. S., T. 34, § 2152, sub-§ 1, ¶ C, additional. Subsection 1 of section 2152 of Title 34 of the Revised Statutes, as amended, is further amended by adding a new paragraph C, to read as follows:

C. Referral. A mentally retarded client of the Vocational Rehabilitation Division of the Department of Education, recommended for admission by a vocational rehabilitation counsellor of that division, may be admitted to the Pineland Hospital and Training Center, upon his own application or the application of his parent, other next of kin or legal guardian. Place-

ment of persons admitted to the Pineland Hospital and Training Center under this paragraph shall be subject to rules adopted by the Superintendent of the Pineland Hospital and Training Center. Section 2154 is not applicable to such placement.

Sec. 3. R. S., T. 34, § 2152, sub-§ 3, amended. The 3rd paragraph of subsection 3 of section 2152 of Title 34 of the Revised Statutes is amended to read as follows:

As soon as practicable after notice of the commencement of proceedings is given or it is determined that notice should be omitted, the court shall appoint 2 licensed physicians, one of whom shall be a psychiatrist, or shall appoint a licensed physician and a ~~certified~~ licensed psychologist to examine the proposed patient and report to the court their findings as to the mental condition of the proposed patient and his need for training, education, treatment or care at the Pineland Hospital and Training Center.