

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

(New Title)
New Draft of: S. P. 469, L. D. 1490

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1726

S. P. 578

In Senate, May 12, 1971

Reported by Senator Conley of Cumberland from Committee on Appropriations and Financial Affairs and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

**AN ACT to Provide Hospital Administrators under the Department of
Mental Health and Corrections.**

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

Sec. 1. R. S., T. 5, § 711, sub-§ 11, additional. Section 711 of Title 5 of the Revised Statutes, as amended, is further amended by adding at the end a new subsection 11 to read as follows:

11. Superintendents of institutions. The Superintendent of the Augusta State Hospital, the Superintendent of the Bangor State Hospital and the Superintendent of the Pineland Hospital and Training Center.

Sec. 2. R. S., T. 34, § 1, amended. The 4th and 5th sentences of the 2nd paragraph of section 1 of Title 34 of the Revised Statutes are amended to read as follows:

Said commissioner shall have the power to appoint institutional heads as shall be necessary for the proper performance of the duties of said department ~~subject to the Personnel Law~~; such appointments shall be subject to the Personnel Law, except as otherwise provided in this Title. He may appoint such other employees as may be necessary ~~subject to the Personnel Law~~; such other appointments shall be subject to the Personnel Law, except as otherwise provided in this Title.

Sec. 3. R. S., T. 34, § 2102, repealed and replaced. Section 2102 of Title 34 of the Revised Statutes, as amended by section 1 of chapter 237 of 1967, is repealed and the following enacted in place thereof:

§ 2102. Superintendents; appointment of; power and duties

The head of each hospital shall be called the superintendent. The commissioner shall, with the advice and consent of the Advisory Committee on Mental Health, appoint, and set salaries for, the superintendent of each hospital. The appointments shall be for a term of 4 years and until his successor is appointed and qualified, or during the pleasure of the commissioner and the Advisory Committee on Mental Health. The superintendent shall be a qualified psychiatrist, a qualified hospital administrator, a licensed psychologist, or a person with a master's degree in social work, public administration or public health. In making the appointment, the commissioner and advisory committee shall give due consideration to the appointee's qualifications and experience in administration, and to his qualifications and experience in health matters. The superintendent shall have general superintendence of the hospital and grounds under the direction of the department, and shall receive all patients in need of special care and treatment, legally sent to the hospital, that the accommodations permit, subject to the regulations of the department.

Sec. 4. R. S., T. 34, § 2151, repealed and replaced. Section 2151 of Title 34 of the Revised Statutes, as amended by section 2 of chapter 237 of the public laws of 1967, is repealed and the following enacted in place thereof:

§ 2151. Purposes

Pineland Hospital and Training Center, heretofore established at New Gloucester in the County of Cumberland, shall be maintained for the training, education, treatment and care of persons who are mentally retarded and of persons who are between the ages of 6 and 16, except as provided in section 2155, who are mentally ill.

The head of the Pineland Hospital and Training Center shall be called the superintendent. The commissioner shall, with the advice and consent of the Advisory Committee on Mental Health, appoint, and set the salary for the Superintendent of the Pineland Hospital and Training Center. The appointment shall be for a term of 4 years and until his successor is appointed and qualified, or during the pleasure of the commissioner and the Advisory Committee on Mental Health. The superintendent shall be a qualified psychiatrist, a qualified pediatrician, a qualified hospital administrator, a licensed psychologist, or a person with a master's degree in social work, public administration or public health. In making the appointment, the commissioner and the advisory committee shall give due consideration to the appointee's qualifications and experience in health matters. The superintendent shall be responsible for the training, education, treatment and care of all persons received into the Pineland Hospital and Training Center. He shall be responsible for the release of all such persons, except those placed in the Pineland Hospital and Training Center under Title 15, sections 101 or 103. He shall have direct supervision, management and control of the grounds, buildings and property and officers and employees of the Pineland Hospital and Training Center, subject to the approval of the department.