

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE  
4

5 Legislative Document

No. 383

7 H.P. 324

House of Representatives, February 1, 1983

8 On Motion of Representative Hobbins of Saco referred to the Committee  
9 on Judiciary. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

10 Presented by Representative Tuttle of Sanford.

Cosponsors: Representative Ridley of Shapleigh, Representative Reeves of  
Newport and Representative Norton of Biddeford.

12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-THREE  
16

17 AN ACT to Change Age at which a Juvenile  
18 Offender is Treated as an Adult.  
19

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

22 Sec. 1. 15 MRSA §3003, sub-§2, as enacted by PL  
23 1977, c. 520, §1, is amended to read:

24 2. Adult. "Adult" means a person ~~18~~ 16 years of  
25 age or over.

26 Sec. 2. 15 MRSA §3003, sub-§14, as enacted by PL  
27 1977, c. 520, §1, is amended to read:

28 14. Juvenile. "Juvenile" means any person who  
29 has not attained the age of ~~18~~ 16 years.

30 Sec. 3. 15 MRSA §3101, sub-§2, ~~1D~~, as amended by  
31 PL 1979, c. 681, §38, is further amended to read:

1 D. Juvenile Courts shall have exclusive original  
2 jurisdiction over proceedings in which an adult  
3 is alleged to have committed a juvenile crime  
4 before attaining his ~~18th~~ 16th birthday. For pur-  
5 poses of such these proceedings such an adult  
6 shall be considered a juvenile.

7 Sec. 4. 15 MRSAs §3314, sub-§1, ¶D, as amended by  
8 PL 1981, c. 493, §3, is further amended to read:

9 D. The court may commit a person over the age of  
10 ~~18~~ 16 years to the Department of ~~Mental Health~~  
11 ~~and~~ Corrections if he is adjudicated as having  
12 committed a juvenile crime prior to attaining ~~18~~  
13 16 years of age or upon revocation of probation  
14 for placement in a group home or residential  
15 facility, or for the provision of services to  
16 that person in his own home.

17 Sec. 5. 15 MRSAs §3316, sub-§2, ¶A, as amended by  
18 PL 1981, c. 493, §3, is further amended to read:

19 A. A commitment of a juvenile to the Department  
20 of ~~Mental Health and~~ Corrections, including a  
21 commitment to the Maine Youth Center, pursuant to  
22 section 3314, shall be for an ~~in determinate~~  
23 indeterminate period not to extend beyond the  
24 juvenile's 16th birthday unless the court  
25 expressly further limits or extends the inde-  
26 terminate commitment, provided that the court  
27 shall not limit the commitment to less than one  
28 year nor extend the commitment beyond a  
29 juvenile's 21st birthday. Nothing in this Part  
30 shall may be construed to prohibit the provision  
31 to a juvenile following the expiration of his  
32 term of commitment of services voluntarily ac-  
33 cepted by the juvenile and his parents, guardian  
34 or legal custodian if the juvenile is not emanci-  
35 pated; except that these services shall not be  
36 extended beyond the juvenile's 21st birthday.

37 Sec. 6. 15 MRSAs §3316, sub-§2, ¶B, as enacted by  
38 PL 1977, c. 520, §1, is amended to read:

39 B. A commitment of a juvenile to the Department  
40 of Human Services pursuant to section 3314 shall  
41 be for an indeterminate period not to extend

