

MAINE STATE LEGISLATURE

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L.D. 800
(Filing No. S-214)

STATE OF MAINE
SENATE
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " A " to S.P. 302, L.D. 800, Bill, "An Act to Reorganize the Duties of the Board of the Maine Children's Trust Fund"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 5 MRSA §12004-G, sub-§16, as enacted by PL 1987, c. 786, §5, is amended to read:

16. Human	Board of the	Expenses	22 MRSA
Services: Child	Maine Children's	Only	§3722
Protection	Trust Fund	\$35/Day -	§3723-A
		<u>4 meetings/yr.</u>	
		<u>Expenses for</u>	
		<u>additional</u>	
		<u>meetings</u>	

Sec. 2. 22 MRSA §3722, sub-§1, as enacted by PL 1987, c. 402, Pt. A, §142, is amended to read:

1. Establishment. There is established the Maine Children's Trust Fund. It shall receive money deposited by the Treasurer of State pursuant to Title 36, section 5285. All money deposited in the fund and the interest earned on that money shall remain in the fund to be used for the prevention of abuse, neglect and mental illness among Maine children, and shall not be deposited in the General Fund or any other fund, except as specifically provided by law.

Sec. 3. 22 MRSA §3722, sub-§§3 and 4 are enacted to read:

3. Administration and operating costs. Beginning on July 1, 1991, the costs of administering this chapter and total operating costs of the board, the executive director, and staff shall not exceed 15% of total income and revenues available to the board.

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4. Deposit to fund. The board shall deposit into the fund a minimum of 1/3 of the revenues derived from the income tax checkoff under Title 36, section 5285.

Sec. 4. 22 MRSA §3723, as amended by PL 1987, c. 402, Pt. A, §142, is repealed.

Sec. 5. 22 MRSA §§3723-A and 3723-B are enacted to read:

§3723-A. Board established; members; meetings

1. Establishment. The Board of the Maine Children's Trust Fund is established pursuant to Title 5, section 12004-G.

2. Membership and appointment. The board shall consist of 9 public members with a demonstrated interest in the prevention of child abuse and neglect who shall be appointed by the Governor as follows:

A. One member shall represent the business community;

B. One member shall represent labor;

C. One member shall represent the legal profession;

D. One member shall represent the clergy;

E. One member shall be a pediatrician licensed under Title 32, chapter 48;

F. One member shall be a child protective social worker;

G. One member shall be a professional person employed in an elementary or middle school;

H. One member shall represent a nonprofit agency that provides day care services to children of low-income families; and

I. One member shall represent a parents' organization.

3. Term of office. Members shall serve terms of 3 years. Vacancies shall be filled by the Governor for the remainder of the term vacated.

4. Officers. The Governor shall annually appoint one of the members as the chair. The board may elect, from among its members, other officers and committees it deems appropriate.

1 5. Compensation. The members shall be compensated for 4
2 meetings each year and shall be paid expenses for all meetings of
3 the board as provided in Title 5, chapter 379.

5 6. Quorum. Five members of the board constitute a quorum
6 necessary for the board to conduct its business.

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8 §3723-B. Advice and consultation

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10 1. Advice and consultation. The Commissioner of
11 Corrections, the Commissioner of Educational and Cultural
12 Services, the Commissioner of Human Services, the Commissioner of
13 Mental Health and Mental Retardation and the Commissioner of
14 Public Safety shall, upon request, provide the board with
15 technical information and advice.

17 Sec. 6. 22 MRSA §3724, as enacted by PL 1987, c. 402, Pt. A,
18 §142, is repealed.

19 Sec. 7. 22 MRSA §§3724-A and 3724-B are enacted to read:

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21 §3724-A. Duties

22 The board shall:

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24 1. Develop a plan. Develop a state plan, to be updated at
25 least biennially, containing the following:

26 A. The long-term and short-term objectives of the plan;

27 B. The goals and objectives of the programs to be funded by
28 the board;

29 C. Criteria for the awarding of grants under this
30 subchapter;

31 D. The means by which prevention programs may be instituted
32 among all geographic areas of the State;

33 E. A statewide education and public information program to
34 develop public awareness concerning child abuse, neglect and
35 mental illness; and

36 F. Provisions for the coordination and exchange of
37 information on prevention programs;

38 2. Develop requests for proposals. Develop requests for
39 proposals for funding prevention programs in the area of child
40 abuse and neglect;

41 3. Review applications. Review applications for grants
42 submitted in response to the request for proposals;

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4. Review programs and monitor expenditure of grant money. Review and evaluate the programs and activities funded by grants from the board. The board shall monitor the expenditure of grant money; and

5. Seek contributions, grants and other types of income. Actively pursue contributions, grants and other types of income from the public and private sectors.

§3724-B. Powers

The board may:

1. Approve and disapprove applications for grants. Approve and disapprove applications for grants under this chapter. Grants made under this chapter must be awarded in accordance with criteria established and publicized by the board;

2. Recommendations. Make recommendations to the Governor and the Legislature concerning changes in state laws, rules, programs or policies which will reduce the problem of child abuse, neglect and mental illness and improve coordination among agencies that provide prevention services;

3. Contracts. Enter into contracts with public or private agencies or accept any grants or gifts from any federal, state or private source to carry out this chapter;

4. Rules. Adopt rules, in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, to carry out this chapter;

5. Staff. Employ a full-time executive director and a clerical assistant to serve at the will of the board. The executive director and clerical assistant are not subject to the Civil Service Law.

A. The executive director must be a person with knowledge and experience in:

- (1) Child neglect and child abuse programs;
- (2) Writing grants and grant applications;
- (3) The review and evaluation of programs; and
- (4) Supervising employees and implementing policies.

Sec. 8. 22 MRSA §3725, sub-§2, as repealed and replaced by PL 1987, c. 769, Pt. A, §76, is amended to read:

1 substantial increase in future revenues, this will necessitate
the elimination of one or both of the authorized positions.

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STATEMENT OF FACT

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This amendment proposes the following:

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1. To require the Board of the Maine Children's Trust Fund to establish a state plan with long-term and short-term goals and objectives;

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2. To require the board to develop requests for proposals for providing grant money to fund various child abuse and negligence prevention programs;

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3. To require the board to monitor and evaluate programs funded by the board;

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4. To require the board to actively pursue contributions, funds and other types of income from the public and private sectors;

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5. To establish a ceiling of 15% of total income for administrative and operating costs;

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6. To redefine the board of the trust fund to include a licensed pediatrician, a child protective social worker, a representative of a day care service to children of low-income families and a professional person employed in an elementary or middle school;

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7. To provide a per diem of \$35 for board members to attend 4 meetings a year. Members attending any additional meetings will receive expenses only;

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8. To require the board to deposit at least 1/3 of the revenues from the income tax checkoff in the trust fund; and

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9. To require trust fund money to be deposited with the State Treasurer and not the General Fund.

Reported by the Minority for the Committee on State and Local Government. Reproduced and Distributed Pursuant to Senate Rule 12.
(6/6/89) (Filing No. S-214)