# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

### FIRST REGULAR SESSION - 1989

## Legislative Document

No. 1132

S.P. 421

In Senate, April 11, 1989

Reference to the Committee on Judiciary suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator HOBBINS of York.

Cosponsored by Representative PARADIS of Augusta, Representative CLARK of Millinocket and Representative BOUTILIER of Lewiston.

### STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-NINE

An Act to Amend the Time within which a Juvenile Detention Hearing Must Be Held.



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

15 MRSA §3203-A, sub-§2, ¶A, as enacted by PL 1985, c. 439, §9, is amended to read:

A. When a juvenile is arrested, the law enforcement officer or the juvenile caseworker shall notify the legal custodian of the juvenile without unnecessary delay and inform him the legal custodian of the juvenile's whereabouts, the name and telephone number of the juvenile caseworker who has been contacted and, if a juvenile has been placed in a detention facility, that a detention hearing will be held within 48 hours following this placement, except—that—this—paragraph dees—net—require—any—such—hearing—te—be—held—on—a excluding Saturday, Sunday er and legal heliday holidays.

#### STATEMENT OF FACT.

As presently written, a detention hearing may be required at 8 a.m. or 9 a.m. Monday morning, even if 2 or more of the previous days were nonworking days. This bill makes it clear that all concerned have 2 business days to justify further detention or to locate alternative programs or placement.