

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 541,
L.D. 1512, Bill, "An Act to Reform the Juvenile Criminal Justice
System"

Amend the amendment by striking out all the 6th paragraph
after the title and inserting in its place the following:

'Further amend the bill by striking out everything after
section 12 and before the statement of fact and inserting in its
place the following:

'Sec. 13. 15 MRSA §3314, sub-§1, ¶H, as amended by PL 1989, c.
502, Pt. A, §§43 and 44, is further amended to read:

H. The court may commit the juvenile to the Maine Youth
Center and order that the sentence be suspended or may
commit the juvenile for a period of detention which shall
not exceed 30 days, with or without an underlying suspended
sentence to the Maine Youth Center, which detention may be
served intermittently as the court may order and which shall
be ordered served in a facility other than a county jail
~~designated by the Department of Corrections as a place for~~
~~the secure detention of juveniles, or in a nonsecure group~~
~~care home or halfway house. When the detention is ordered~~
~~served in a county jail, the juvenile may be detained only~~
~~in that part of the jail which meets the requirements of~~
~~section 3203-A, subsection 7, paragraph A, unless the court~~
~~orders that the person be housed with adults for that~~
~~portion of the detention served after the detainee has~~
~~attained the age of 18 years.~~ The court may order such a
sentence to be served as a part of and with a period of
probation, which shall be subject to such provisions of
Title 17-A, section 1204 as the court may order and which
shall be administered pursuant to Title 34-A, chapter 5,
subchapter IV. Revocation of probation shall be governed by
the procedure contained in subsection 2.

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FISCAL NOTE

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The Department of Corrections will absorb the costs associated with juveniles serving "shock" sentences in its facilities within its available resources.' '

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STATEMENT OF FACT

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This amendment continues the courts' authority to order "shock" sentences for juveniles, but prohibits the use of the county jails for those sentences.

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Filed by Rep. Paradis of Augusta
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