

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

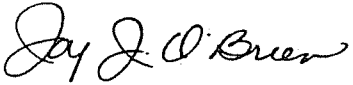
No. 1833

S.P. 695

In Senate, December 8, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Received by the Secretary of the Senate on December 8, 1989. Referred to the Committee on Human Resources and 1,600 ordered printed pursuant to Joint Rule 14.


JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator GAUVREAU of Androscoggin.

Cosponsored by Representative ROLDE of York, Representative CATHCART of Orono and Representative PENDLETON of Scarborough.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act Relating to the Child and Family Services and Child Protection Act.



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

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4 22 MRSA §4041, sub-§2, ¶A, as amended by PL 1985, c. 739,
§15, is further amended to read:

6 A. The department may either decide to not commence or to
8 discontinue rehabilitation and reunification efforts with
10 either parent or the court may order that rehabilitation and
reunification efforts need not commence or that the
12 department has no further responsibilities for
rehabilitation and reunification with either parent when:

14 (1) The parent is willing to consent to termination of
his parental rights;

16 (2) The parent cannot be located;

18 (3) The parent is unwilling or unable to rehabilitate
20 and reunify with the child within a time which is
reasonably calculated to meet the child's needs;

22 (4) The parent has abandoned the child;

24 (5) The parent has acted toward a child in a manner
26 which is heinous or abhorrent to society or has failed
to protect a child in a manner which is heinous or
28 abhorrent to society, without regard to the intent of
the parent; or

30 (6) ~~If-the~~ The victim of any of the following crimes
32 was a child for whom the parent was responsible or the
victim was a child who was a member of a household
34 lived in or frequented by the parent and the parent has
been convicted of:

36 (a) Murder;

38 (b) Felony murder;

40 (c) Manslaughter;

42 (d) Aiding or soliciting suicide;

44 (e) Aggravated assault;

46 (f) Rape;

48 (g) Gross sexual misconduct;

50 (h) Sexual abuse of minors;

52 (i) Incest;

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(j) Kidnapping;

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(k) Promotion of prostitution; or

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(l) A comparable crime in another jurisdiction.

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STATEMENT OF FACT

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The purpose of this bill is to provide consistency within the Child and Family Services and Child Protection Act by adding language that is consistent with other provisions in the reunification laws that provide for meeting the child's needs within a reasonable amount of time in order for reunification efforts to commence or continue. This bill also makes a grammatical correction.

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