

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1993

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Legislative Document

No. 333

H.P. 254

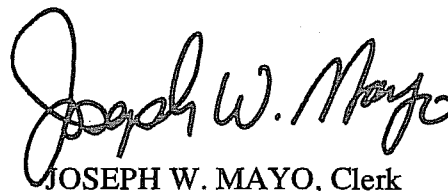
House of Representatives, February 4, 1993

**An Act to Restore Funding to the Maine Youth Center and to Establish a Task Force on Funding.**

(EMERGENCY)

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Reference to the Joint Select Committee on Corrections suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative JOHNSON of South Portland.  
Cosponsored by Representatives: BRENNAN of Portland, CLOUTIER of South Portland,  
DRISCOLL of Calais, LARRIVEE of Gorham, MARTIN of Eagle Lake, OLIVER of Portland,  
ROWE of Portland.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it is vital that the funds provided for in this legislation be available before the expiration of the 90-day period; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

#### PART A

Sec. A-1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1992-93

#### CORRECTIONS, DEPARTMENT OF

#### Youth Center - Maine

Personal Services	\$2,000,000
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Provides funds to maintain necessary staffing levels and provide funding for community-related expenditures.

Sec. A-2. Legislative intent. It is the intent of the Legislature that the 26 position vacancies and 7 position layoffs proposed in the plan prepared by the Department of Corrections pursuant to Public Law 1991, chapter 780, Part QQ, section 3 be filled and maintained.

#### PART B

Sec. B-1. Task force; establishment. The Task Force on the Maine Youth Center, referred to in this Part as the "task force," is established to help ensure maximal funding and resources to the Maine Youth Center and to encourage the orderly transition of residents to the community.

Sec. B-2. Task force; membership. The task force consists of the following members, to be jointly appointed by the

2 President of the Senate and the Speaker of the House of  
Representatives:

4 1. Two members representing the Coalition for Juvenile  
Corrections;

6 2. Two members representing community-based providers of  
8 services to juveniles;

10 3. One member representing the Juvenile Justice Advisory  
12 Group;

14 4. Two members representing management staff of the Maine  
Youth Center;

16 5. One member of the House of Representatives who serves on  
18 the Joint Select Committee on Corrections;

20 6. One member of the Senate who serves on the Joint  
Standing Committee on Human Resources;

22 7. One member of the local business community with  
24 management experience;

26 8. One member representing the Department of Corrections;

28 9. Two caseworkers from the Department of Human Services  
with experience in child welfare issues; and

30 10. One attorney with experience in juvenile defense work.

32 **Sec. B-3. Appointments; meetings; chair.** All appointments must  
34 be made no later than 30 days following the effective date of  
this Part. The task force shall select a chair from among its  
36 members. When the appointment of the members is completed, the  
Chair of the Legislative Council shall call the first meeting  
38 within 30 days.

40 **Sec. B-4. Duties.** The task force shall review available  
42 funding and resources and examine the transition of youth center  
residents into the community. In reviewing these issues, the  
task force shall:

44 1. Collect information on federal funding that may be  
46 available through various federal sources, including, but not  
limited to, Medicare and Medicaid;

48 2. Review the availability of existing community resources  
50 and examine means of creating new community resources for the  
Maine Youth Center; and

2           3. Create methods of providing for the orderly transition  
of youth center residents into the community.

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6           **Sec. B-5. Report.** The task force shall submit its findings  
together with any recommended legislation to the Second Regular  
Session of the 116th Legislature and the Office of the Executive  
Director of the Legislative Council by November 1, 1993.

10           **Sec. B-6. Staff assistance.** The task force may contract with a  
consultant to provide professional services in carrying out the  
12 duties set forth in sections 4 and 5 of this Part subject to  
section 8 of this Part. The consultant shall provide clerical  
14 assistance to the task force and shall prepare any legislation  
recommended by the task force. The chair of the task force shall  
16 manage the consultant's work.

18           **Sec. B-7. Compensation.** The members of the task force are  
not entitled to per diem compensation, but those members who are  
20 not state employees may be reimbursed for their expenses, as  
defined in the Maine Revised Statutes, Title 5, section 12002,  
22 upon application to the Executive Director of the Legislative  
Council for those expenses.

24           **Sec. B-8. Funding.** The Legislative Council may seek outside  
26 sources of funding to finance the task force and report provided  
in this Part. The Legislative Council may authorize the task  
28 force to develop funding proposals. The Executive Director of  
the Legislative Council shall review and approve any proposal  
prior to its submission to a funding source. Prior to approving  
30 a funding source, the Legislative Council shall examine whether  
accepting funds from this source will risk the appearance of or  
32 actual undue influence upon the task force and report. If the  
Legislative Council determines that accepting funds from the  
34 source will cause this risk, the Legislative Council may not  
approve the funding source. The Legislative Council shall  
36 administer any outside funds acquired for the task force and  
report. Administration of these funds includes the authority for  
38 the Executive Director of the Legislative Council to approve or  
disapprove any contract for assistance to the task force in  
40 accordance with guidelines adopted by the Legislative Council.  
42 Expenditures for the conduct of the task force may not be  
incurred that have an impact on the General Fund. Expenditures  
44 may not be incurred relative to this task force and report unless  
the funding from outside sources has been received by the  
46 Legislative Council.

48           **Sec. B-9. Allocation.** The following funds are allocated from  
Other Special Revenue to carry out the purposes of this Part.

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**LEGISLATURE**

**Task Force on the Maine Youth Center**

All Other \$8,600

Provides funds to the Task Force on the Maine Youth Center for expenses of the members, printing and consulting fees.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect when approved.

**STATEMENT OF FACT**

Part A of this bill provides funds to maintain the 7 layoffs and fill the 26 vacancies identified in the plan prepared by the Department of Corrections pursuant to Public Law 1991, chapter 780, Part QQ, section 3. Part A of this bill also provides funds for community-related expenditures.

Part B of the bill establishes the Task Force on the Maine Youth Center to help ensure maximal funding and resources to the youth center and to encourage the orderly transition of residents to the community.