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116th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1993

Legislative Document

No. 1053

H.P. 780

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House of Representatives, March 29, 1993

An Act to Require the Department of Corrections to Pay Certain Juvenile Detention Costs.

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

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JOSEPH W. MAYO, Clerk

Presented by Representative AULT of Wayne.

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

Sec. 1. 15 MRSA §3314, sub-§1, ¶H, as amended by PL 1991, c. 493, §23 and affected by §28, is further amended to read:

The court may commit the juvenile to the Maine Youth н. Center and order that the disposition be suspended or may commit the juvenile for a period of detention that may not exceed 30 days, with or without an underlying suspended disposition to the Maine Youth Center, which detention may be served intermittently as the court may order and must be ordered served in a detention facility approved or operated by the Department of Corrections exclusively for juveniles. The costs of detention in a facility approved or operated by the Department of Corrections must be borne by the department. The court may order such a disposition to be served as a part of and with a period of probation, which is subject to such provisions of Title 17-A, section 1204 as the court may order and which must be administered pursuant to Title 34-A, chapter 5, subchapter IV. Revocation of governed by the probation is procedure contained in Any disposition under this paragraph is subsection 2. subject to Title 17-A, section 1253, subsection 2, but not to Title 17-A, section 1253, subsection 3-B, 4 or 5.

## STATEMENT OF FACT

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This bill provides explicitly that costs of a juvenile detention in a facility approved or operated by the Department of Corrections must be borne by the department.