

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 521

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H.P. 376

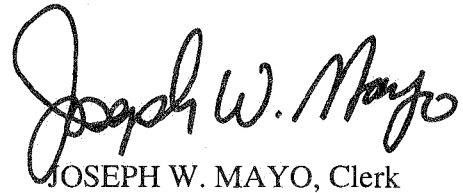
House of Representatives, January 28, 1997

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**An Act to Encourage Collaboration and Cooperation among Agencies in  
the Interests of Juveniles within the Juvenile Court System.**

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Reference to the Committee on Judiciary suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative O'BRIEN of Augusta.  
Cosponsored by Representatives: BROOKS of Winterport, MARVIN of Cape Elizabeth,  
SNOWE-MELLO of Poland, Senator: DAGGETT of Kennebec.

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

4 **Sec. 1. 15 MRSA §3308, sub-§7, ¶B-1** is enacted to read:

6 B-1. Nothing in this section precludes dissemination of  
8 confidential information regarding a juvenile, including  
10 information in the records of juvenile proceedings and in  
12 the records described in subsection 5, if:

14 (1) The information is disseminated by and to persons  
16 who directly supervise or report on the health,  
18 behavior or progress of the juvenile, criminal justice  
20 agencies or agencies responsible for the education,  
22 health and welfare of the juvenile; and

24 (2) The information is relevant to and disseminated for  
26 the purpose of creating or maintaining an  
28 individualized plan for the juvenile's rehabilitation.

30 Any information received under this paragraph is  
32 confidential and may not be further disseminated.

34 **Sec. 2. 34-A MRSA §3003, sub-§1**, as amended by PL 1995, c.  
36 368, Pt. R, §§8 to 10 and c. 418, Pt. A, §39, is further amended  
38 by amending the first paragraph to read:

40 **1. Limited disclosure.** All orders of commitment, medical  
42 and administrative records, applications and reports, and facts  
44 contained in them, pertaining to any person receiving services  
46 from the department, must be kept confidential and may not be  
48 disclosed by any person, except that criminal history record  
information may be disseminated in accordance with Title 16,  
chapter 3, subchapter VIII, juvenile record information may be  
disseminated in accordance with Title 15, section 3308, and  
documents, other than those documents pertaining to information  
obtained by the department for the purpose of evaluating a  
client's ability to participate in a community-based program or  
from informants in a correctional or detention facility for the  
purpose of determining whether facility rules have been violated,  
or a victim's request for notice of release, may be disclosed:

## SUMMARY

This bill permits dissemination of confidential information  
regarding juvenile offenders by and to juvenile courts, law  
enforcement agencies, schools and health and welfare agencies to  
create an individualized plan for a juvenile's rehabilitation.