

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 910

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H.P. 657

House of Representatives, February 6, 1997

**An Act to Authorize Court-ordered Supervision of Juveniles.**

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Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative SAXL of Bangor.  
Cosponsored by Senator DAGGETT of Kennebec and  
Representatives: BAKER of Bangor, FARNSWORTH of Portland, LEMAIRE of Lewiston,  
O'NEAL of Limestone, PERRY of Bangor, WHEELER of Bridgewater, Senator:  
CATHCART of Penobscot.

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

4 **Sec. 1. 15 MRSA §3206** is enacted to read:

6 **§3206. Court-ordered supervision of juveniles**

8 **1. Establish public agency.** Local governing bodies may  
10 establish a public agency consisting of qualified personnel who  
12 are reasonably available from the appropriate local human  
14 services agency, the local school division, the office of  
16 probation and parole, a local law enforcement agency and other  
18 appropriate and available public and private agencies. This  
public agency has the authority to review the supervisory  
structure in the family of any juvenile having 3 or more criminal  
contacts with a law enforcement agency. If lack of supervision  
is determined to be a contributing factor to the criminal  
activity, the agency may petition the court to issue an order for  
supplemental supervision.

20 **2. Court orders.** The court may make the following orders  
22 of disposition for the supervision, care and rehabilitation of a  
juvenile:

24 **A.** Place the juvenile on probation under conditions and  
26 limitations the court may prescribe, including suspension of  
the juvenile's driver's license upon terms and conditions  
that may include the issuance of a restricted license;

28 **B.** Order the juvenile or the juvenile's parent, or both, to  
30 participate in programs, cooperate in treatment or be  
subject to conditions and limitations the court may order  
32 that are designed for the rehabilitation of the juvenile;

34 **C.** Require the juvenile to participate in a public service  
36 project under conditions the court may prescribe; or

38 **D.** If a juvenile is subject to compulsory school  
40 attendance, order the parent with whom the juvenile is  
living to participate in programs, cooperate in treatment or  
42 be subject to conditions and limitations the court may order  
that are designed for the rehabilitation of the juvenile or  
44 the parent. Upon the failure of the parent to participate  
or cooperate, or to comply with the conditions and  
46 limitations that the court orders, the court may impose a  
fine of not more than \$100 for each day the parent fails to  
comply with the court order.

48 **3. Order in writing.** Any order entered pursuant to this  
50 section must be provided in writing to the juvenile, the  
juvenile's parent or legal custodian and the juvenile's

2 attorney and must contain adequate notice of the provisions  
3 regarding willful violation of the order.

4 4. Violation. Any juvenile found to be in violation of  
5 court-ordered supervision may be detained in a secure detention  
6 facility pending a court hearing.

8  
9 **SUMMARY**

10  
11 This bill amends the Maine Revised Statutes, Title 15,  
12 chapter 505, relating to the detention of juveniles, to provide  
13 that in situations when the juvenile is involved in criminal  
14 activity, the court may order supplemental supervision.  
15 Juveniles found to be in violation of the court order may be  
16 taken into custody pending a court hearing and further  
17 disposition. Parents who do not comply may be fined up to \$100  
18 per each day of noncompliance.