

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

DATE: 5/22/97

(Filing No. H-640)

MAJORITY
JUDICIARY

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46
48

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1109, L.D. 1552, Bill, "An Act to Amend the Conditions upon Which a Minor May Obtain Emancipation"

Amend the bill in section 1 in subsection 4 in the first and 2nd lines (page 1, lines 42 and 43 in L.D.) by striking out the following: "a preliminary" and inserting in its place the following: 'an'

Further amend the bill in section 1 in subsection 4 by striking out all of the last blocked paragraph (page 2, lines 1 and 2 in L.D.)

Further amend the bill in section 1 by striking out all of subsection 4-A and inserting in its place the following:

'4-A. Review. At least 90 days but not more than 120 days after an emancipation order is issued under subsection 4, the court shall review the juvenile's situation to determine if the criteria established under subsection 4 are being met. If the criteria are not being met, the court may rescind the emancipation order and may recommend that the Department of Human Services provide continuing services and counseling to the family.'

Further amend the bill by inserting after section 1 the following:

'Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.'

COMMITTEE AMENDMENT

RWS

	1997-98	1998-99
2		
4	HUMAN SERVICES, DEPARTMENT OF	
6	Child Welfare Services	
8		
10	All Other	\$158,000
12		\$190,000
14	Provides funds for family counseling services to certain juveniles and their families.	
16	DEPARTMENT OF HUMAN SERVICES TOTAL	
18	<u>\$158,000</u>	<u>\$190,000</u>
20	JUDICIAL DEPARTMENT	
22	Courts - Supreme, Superior, District and Administrative	
24		
26	All Other	\$37,628
28		\$50,138
30	Provides funds to cover the costs of court-appointed attorneys and related expenses required to represent juveniles in emancipation hearings in District Court.	
32	JUDICIAL DEPARTMENT TOTAL	
34	<u>\$37,628</u>	<u>\$50,138</u>
36	TOTAL APPROPRIATIONS	
38	<u>\$195,628</u>	<u>\$240,130</u>

Further amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

	1997-98	1998-99
42		
44	APPROPRIATIONS/ALLOCATIONS	
46		
48	General Fund	\$195,628
50		\$240,130

The Judicial Department will require additional General Fund appropriations of \$37,628 and \$50,130 in fiscal years 1997-98 and

COMMITTEE AMENDMENT

R.S.

COMMITTEE AMENDMENT "A" to H.P. 1109, L.D. 1552

2 1998-99, respectively, to cover the costs of court-appointed
4 attorneys and related service fees required to represent
6 juveniles in the additional emancipation hearings in the District
Court. The additional workload and administrative costs
associated with the additional hearings can be absorbed within
the budgeted resources of the Judicial Department.

8 The Department of Human Services will require additional
10 General Fund appropriations of \$158,000 and \$190,000 in fiscal
12 years 1997-98 and 1998-99, respectively, to provide counseling
services to certain juveniles and their families.'

14 **SUMMARY**

16 This amendment revises the emancipation procedure to require
18 the court to review the juvenile's situation between 3 and 4
20 months after the original emancipation order. If the criteria
22 for emancipation are not being met at the time of the review, the
court may rescind the emancipation order and, as in the case of
denial of an emancipation petition, may recommend that the
Department of Human Services provide services and counseling to
the family.

24 The amendment also adds an appropriation section and a
26 fiscal note to the bill.

COMMITTEE AMENDMENT