

MAINE STATE LEGISLATURE

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M
R. G. S.

L.D. 2118

DATE: 5-12-99

(Filing No. H-558)

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CRIMINAL JUSTICE

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1478, L.D. 2118, "Resolve, to Establish the Study Commission to Create and Submit a Master Plan for the Future Use of the Existing Land and Buildings at the Maine Youth Center"

Amend the resolve by striking out the title and substituting the following:

'Resolve, to Establish the Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings'

Further amend the resolve by striking out everything after the title and before the summary and inserting in its place the following:

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

Whereas, future uses of the land and buildings at the Maine Youth Center need to be explored in order to provide additional juvenile services and to provide timely protection of the historical architecture on the grounds; 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

Sec. 1. Study commission established. Resolved: That the Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings, referred to in this resolve as the "commission," is established; and be it further

COMMITTEE AMENDMENT

2 **Sec. 2. Members. Resolved:** That the commission is composed
of 11 members as follows:

4
6 1. Three members of the House of Representatives, one from
the Joint Standing Committee on Criminal Justice, one from the
8 Joint Standing Committee on Health and Human Services and one
from the Joint Standing Committee on Education and Cultural
Affairs, appointed by the Speaker of the House;

10
12 2. Two members of the Senate, one from the Joint Standing
Committee on Criminal Justice and one from the Joint Standing
14 Committee on Health and Human Services, appointed by the
President of the Senate;

16 3. The Commissioner of Administrative and Financial
Services or the commissioner's designee;

18
20 4. The Commissioner of Corrections or the commissioner's
designee;

22 5. The Commissioner of the Human Services or the
commissioner's designee;

24
26 6. The Commissioner of Mental Health, Mental Retardation
and Substance Abuse Services or the commissioner's designee;

28 7. The Director of the Maine Historic Preservation
Commission; and

30
32 8. A representative from the City of South Portland who has
planning expertise, appointed by the Speaker of the House; and be
it further

34 **Sec. 3. Chairs. Resolved:** That the first Senate member named
36 is the Senate chair and the first House member named is the House
chair; and be it further

38 **Sec. 4. Appointments; meetings. Resolved:** That all
40 appointments must be made no later than 30 days from the
effective date of this resolve. The appointing authorities shall
42 notify the Executive Director of the Legislative Council upon
making their appointments. Within 15 days after all members have
44 been appointed, the chairs shall convene the first meeting; and
be it further

46 **Sec. 5. Duties of commission. Resolved:** That the commission
48 shall study the alternative uses of the land and buildings that
will be outside the new perimeter of the Southern Maine Juvenile
50 Facility when it opens in 2001 and shall present options and
recommendations for their future use. In conducting its study,
52 the commission shall meet up to 4 times to consider:

H. of S.
COMMITTEE AMENDMENT "A" to H.P. 1478, L.D. 2118

2 1. The existing structures, their historic significance,
structural integrity and the costs of maintenance and repair;

4
6 2. Other juvenile correctional uses by the Department of
Corrections that support and expand the services provided at the
Southern Maine Juvenile Facility; and

8
10 3. Juvenile services or other uses for the buildings and
land that are compatible and complimentary to the services
provided by the Southern Maine Juvenile Facility.

12
14 Representatives from area social service agencies and
municipal governments may be invited to share their suggestions
for future use of either the land or the buildings; and be it
16 further

18 **Sec. 6. Staffing. Resolved:** That, upon approval from the
Legislative Council, the Office of Policy and Legal Analysis
20 shall provide necessary staffing services to the commission; and
be it further

22
24 **Sec. 7. Compensation. Resolved:** That legislative members are
entitled to receive the legislative per diem and reimbursement of
26 necessary expenses for their attendance at authorized meetings of
the commission. Public members not otherwise compensated by
their employers or other entities whom they represent are
28 entitled to receive reimbursement of necessary expenses and a per
diem equal to the legislative per diem for their attendance at
30 authorized meetings of the commission; and be it further

32 **Sec. 8. Reporting date established. Resolved:** That the
commission shall submit a report with recommendations and any
34 accompanying legislation to the Joint Standing Committee on
Criminal Justice by January 15, 2000. If the commission requires
36 a limited extension of time to conclude its work, it may apply to
the Legislative Council, which may grant the extension.
38 Following receipt of the report, the Joint Standing Committee on
Criminal Justice may introduce legislation to the Second Regular
40 Session of the 119th Legislature; and be it further

42 **Sec. 9. Budget. Resolved:** That the chairs of the commission,
with assistance from the commission staff, shall administer the
44 commission budget. Within 10 days after its first meeting, the
commission shall present its work plan and proposed budget to the
46 Legislative Council for approval. The commission may not incur
expenses that would result in the commission exceeding its
48 approved budget. Upon request from the commission, the Executive
Director of the Legislative Council shall promptly

provide the commission chairs and staff with a status report on the study budget, expenditures incurred and paid and available funds; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings

Personal Services	\$1,320
All Other	1,700

Provides funds for the per diem and expenses of legislative members and one eligible member for 4 meetings of the Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings and to print the required report.

**LEGISLATURE
TOTAL**

\$3,020

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

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

FISCAL NOTE

1999-00

APPROPRIATIONS/ALLOCATIONS

General Fund	\$3,020
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This resolve includes an additional General Fund appropriation of \$3,020 in fiscal year 1999-00 for the Legislature for the per diem and expenses of legislative members and one other eligible member for 4 meetings of the Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings and to print the required report.

