

	L.D. 2118	
2	DATE: 5-12-99 (Filing No. H-558)	
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6	CRIMINAL JUSTICE	
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10	Reproduced and distributed under the direction of the Clerk of the House.	
12	STATE OF MAINE	
14	HOUSE OF REPRESENTATIVES 119TH LEGISLATURE	
16	FIRST REGULAR SESSION	
18	COMMITTEE AMENDMENT "H" to H.P. 1478, L.D. 2118, "Resolve,	
20	to Establish the Study Commission to Create and Submit a Master Plan for the Future Use of the Existing Land and Buildings at the	
22	Maine Youth Center"	
24	Amend the resolve by striking out the title and substituting the following:	
26	'Resolve, to Establish the Commission to Study Alternative Uses	
28	for Unused Maine Youth Center Land and Buildings'	
30	Further amend the resolve by striking out everything after the title and before the summary and inserting in its place the	
32	following:	
34	' Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after	
36	adjournment unless enacted as emergencies; and	
38	Whereas, future uses of the land and buildings at the Maine Youth Center need to be explored in order to provide additional	
40	juvenile services and to provide timely protection of the historical architecture on the grounds; and	
42		
44	Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of	
46	Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and	
48	safety; now, therefore, be it	
50	Sec. 1. Study commission established. Resolved: That the Commission to Study Alternative Uses for Unused Maine Youth	
52	Center Land and Buildings, referred to in this resolve as the "commission," is established; and be it further	
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COMMITTEE AMENDMENT

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

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

Three members of the House of Representatives, one from
 the Joint Standing Committee on Criminal Justice, one from the
 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;

Two members of the Senate, one from the Joint Standing
 Committee on Criminal Justice and one from the Joint Standing
 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;
- The Commissioner of Corrections or the commissioner's
 designee;
- 22 5. The Commissioner of the Human Services or the commissioner's designee;
- 6. The Commissioner of Mental Health, Mental Retardation 26 and Substance Abuse Services or the commissioner's designee;
- 28 7. The Director of the Maine Historic Preservation Commission; and
- A representative from the City of South Portland who has
 planning expertise, appointed by the Speaker of the House; and be it further

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

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

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

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

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

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

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

Representatives from area social service agencies and 14 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

Sec. 7. Compensation. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of 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 entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission; and be it further

32 Reporting date established. Resolved: Sec. 8. That the commission shall submit a report with recommendations and any accompanying legislation to the Joint Standing Committee on 34 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

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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 53,020 Comparison of the resolve by inserting at the end before the summary the following: General Fund 53,020 Mappropriation of \$3,020 in fiscal year 1999-00 for the Legislature for the end engeness of legislative members and one other eligible members of legislative members for the study atternation Study Alternative Uses for Unused Maine Youth Center Land and Buildings and to print the required report. Study Alternative Uses 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: General Fund S3,020 Mappropriation 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.	祥 , 編 3	COMMITTEE AMENDMENT " H to H.P. 1478, L.D. 2118
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COMMITTEE AMENDMENT "/" to H.P. 1478, L.D. 2118

2 The additional costs associated with providing staffing assistance to the commission during the interim between 4 legislative sessions can be absorbed by the Legislature utilizing existing budgeted resources. If an extension of the reporting 6 deadline is granted and the commission requires staffing assistance during the legislative session, the Legislature may 8 require an additional General Fund appropriation to contract for staff services.

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The Department of Administrative and Financial Services; the Department of Corrections; the Department of Human Services; the Department of Mental Health, Mental Retardation and Substance Abuse Services; and the Maine Historic Preservation Commission will incur some minor additional costs to participate as members of the commission. These costs can be absorbed within the existing budgeted resources of the respective departments and agency.'

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SUMMARY

This amendment changes the title of the resolve to establish the Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings. The amendment adds to the membership a representative of the City of South Portland who has planning expertise. The amendment also directs the Office of Policy and Legal Analysis to provide staffing and adds an emergency preamble and emergency clause and provisions regarding compensation, commission meetings and a work plan to the resolve. The amendment also adds a fiscal note to the resolve.

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COMMITTEE AMENDMENT