

# 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)



# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

---

Legislative Document

No. 481

H.P. 343

House of Representatives, February 10, 2009

### **An Act To Allow the Department of Corrections To Certify Community Intervention Programs**

---

Submitted by the Department of Corrections pursuant to Joint Rule 204.  
Reference to the Committee on Criminal Justice and Public Safety suggested and ordered  
printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative HASKELL of Portland.  
Cosponsored by Representatives: BURNS of Whiting, LAJOIE of Lewiston, PLUMMER of  
Windham, SYKES of Harrison, Senators: DAVIS of Cumberland, GERZOFKY of  
Cumberland.

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

2 Sec. 1. 34-A MRSA §1206-A is enacted to read:

3 **§1206-A. Certification of community intervention programs**

4 **1. Definitions.** As used in this section, unless the context otherwise indicates, the  
5 following terms have the following meanings.

6 A. "Community agency" means a person, a public or private nonprofit organization  
7 or a firm, partnership or business corporation operated for profit that:

8 (1) Operates a community intervention program; and

9 (2) Is not an administrative unit of the Federal Government or State Government.

10 B. "Community intervention program" means a program operated at the community  
11 level providing services designed to intervene in the risk factors for reoffending,  
12 including, but not limited to, mental health, sex offender treatment, social service and  
13 substance abuse treatment programs, but not including a batterers' intervention  
14 program under Title 19-A, section 4014.

15 C. "Nonprofit organization" means any agency, institution or organization that is, or  
16 is owned and operated by, one or more corporations or associations, no part of the net  
17 earnings of which inures, or may lawfully inure, to the benefit of any private  
18 shareholder or individual, and that has a territory of operations that extends to a  
19 neighborhood, community or region or the State.

20 **2. Rules establishing standards and procedures for certification.** The department  
21 may adopt rules that establish standards and procedures for certification of community  
22 intervention programs. The department may review and certify programs that meet the  
23 standards and may require certification of programs providing services to clients of the  
24 department, regardless of whether the department disburses funds to the community  
25 agency. Rules adopted pursuant to this subsection are routine technical rules as defined  
26 in Title 5, chapter 375, subchapter 2-A.

27 **SUMMARY**

28 This bill allows the Department of Corrections to adopt rules for the certification of  
29 community intervention programs. Certification ensures that programs that provide  
30 intervention services are based on best practices and are proven to be effective in  
31 changing criminal behaviors.