

# 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)

BMG  
3-007

Date: 6/11/19

(Filing No. H-544)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

**JUDICIARY**

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

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1155, L.D. 1596, Bill, "An Act To Enhance the Long-term Stability of Certain At-risk Youth"

Amend the bill by striking out all of the emergency preamble.

Amend the bill in section 5 in §4099-I in subsection 2 by striking out all of the last blocked paragraph (page 2, lines 34 and 35 in L.D.).

Amend the bill in section 5 in §4099-I by inserting after subsection 4 the following:

**'5. Availability of special findings. Special findings are available under subsection 2 for the protection, well-being, care and custody of an at-risk noncitizen child for whom a remedy is not otherwise available or appropriate under Title 18-C, Title 19-A or this Title.'**

Amend the bill in section 5 in §4099-I by striking out all of subsection 6 (page 3, lines 10 to 12 in L.D.) and inserting the following:

**'6. Additional available remedies; similar findings of fact and rulings of law. Nothing in this section prevents a petitioner from filing a complaint under Title 18-C, Title 19-A or this Title or for any other remedy available under the laws of this State to protect the at-risk noncitizen child from further abuse or other harm, or to provide support. Nothing in this section prevents the court from issuing similar findings of fact and rulings of law to those in subsection 2 in any other proceeding concerning a noncitizen child.'**

Amend the bill in section 5 in §4099-I by renumbering the subsections to read consecutively.

Amend the bill by striking out all of the emergency clause.

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

**COMMITTEE AMENDMENT**

**SUMMARY**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13

This amendment removes the provision in the bill that an at-risk noncitizen child is not required to include as a respondent a parent with whom reunification may be a viable option in order to leave that determination to the discretion of the court in each case.

The amendment makes clear that courts have the authority to issue special orders for the protection, well-being, care and custody of at-risk noncitizen children for whom a remedy is not otherwise available or appropriate under the Maine Revised Statutes, Title 18-C, Title 19-A or Title 22.

The amendment clarifies that the new provisions do not preclude the at-risk noncitizen child from seeking other remedies that are available to protect the child from further abuse or other harm or that provide support.

This amendment removes the emergency preamble and emergency clause from the bill.

FISCAL NOTE REQUIRED  
(See Attached)



# 129th MAINE LEGISLATURE

LD 1596

LR 1676(02)

## An Act To Enhance the Long-term Stability of Certain At-risk Youth

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-544)  
Committee: Judiciary  
Fiscal Note Required: Yes

---

### Fiscal Note

Minor cost increase - General Fund  
Minor revenue increase - General Fund  
Minor revenue increase - Other Special Revenue Funds

### Correctional and Judicial Impact Statements

This bill may increase the number of civil suits filed in the court system.

The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time.

The collection of additional filing fees may increase General Fund and other dedicated revenue by minor amounts.