

# MAINE STATE LEGISLATURE

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L.D. 756

Date: 4-6-22

(Filing No. H-940)

# REPORT A

## CRIMINAL JUSTICE AND PUBLIC SAFETY

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### STATE OF MAINE HOUSE OF REPRESENTATIVES 130TH LEGISLATURE SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 561, L.D. 756, "An Act Regarding Criminal Services for Juveniles"

Amend the bill by striking out everything after the enacting clause and inserting the following:

**Sec. 1. 34-A MRSA §7002, sub-§8 is enacted to read:**

**8. Juvenile individualized needs assessments.** Consistent with section 7004, the department shall enter into a contract with a service provider independent of the department to conduct individualized needs assessments of juveniles in the custody of the department, including any juveniles placed on community reintegration status. The contract must ensure a juvenile's voluntary participation in an assessment by requiring the juvenile's written informed consent to participate in the assessment and must, at a minimum, provide that the assessments are:

A. Conducted by a multidisciplinary team with expertise and experience in the assessment of the need for and the delivery of holistic services to juveniles and their families, including, but not limited to, medical, mental health, educational, permanency, housing, advocacy and other services to juveniles;

B. Designed to identify the services needed to safely and effectively meet the needs of and promote the well-being of the assessed juvenile; and

C. Initiated by the service provider in a timely manner following a juvenile's detention in the custody of the department or commitment to the department. An assessment so initiated by the service provider may be completed within the community if the juvenile is subsequently released from that detention or commitment.

**Sec. 2. Appropriations and allocations.** The following appropriations and allocations are made.

**CORRECTIONS, DEPARTMENT OF  
Juvenile Community Corrections 0892**

# COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 561, L.D. 756

1 Initiative: Provides funding for an organization to create and conduct a comprehensive  
2 juvenile needs assessment.

3	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
4	All Other	\$0	\$200,000
5			
6	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$200,000</u>

7 **Juvenile Community Corrections 0892**

8 Initiative: Provides one-time funding for an organization to validate the comprehensive  
9 juvenile needs assessment.

10	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
11	All Other	\$0	\$35,000
12			
13	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$35,000</u>

14 **Juvenile Community Corrections 0892**

15 Initiative: Provides funding for one Secretary Specialist position, one Data and Research  
16 Coordinator position and related costs to administer, process and review juvenile  
17 individualized needs assessments.

18	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
19	POSITIONS - LEGISLATIVE COUNT	0.000	2.000
20	Personal Services	\$0	\$196,617
21	All Other	\$0	\$13,960
22			
23	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$210,577</u>

25 **CORRECTIONS, DEPARTMENT OF**  
26 **DEPARTMENT TOTALS**

27		<b>2021-22</b>	<b>2022-23</b>
28	<b>GENERAL FUND</b>	\$0	\$445,577
29			
30	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u>\$0</u>	<u>\$445,577</u>

31 **EDUCATION, DEPARTMENT OF**

32 **School and Student Supports Z270**

33 Initiative: Provides ongoing funds to establish or expand school-based restorative justice  
34 programs, mentoring services for juveniles involved in the juvenile legal system and, in  
35 collaboration with the Department of Labor, workforce development, educational and  
36 vocational programs for juveniles involved in the juvenile legal system.

37	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
38	All Other	\$0	\$4,000,000
39			
40	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$4,000,000</u>

42 **EDUCATION, DEPARTMENT OF**

**COMMITTEE AMENDMENT**

ROS

COMMITTEE AMENDMENT "A" to H.P. 561, L.D. 756

1	<b>DEPARTMENT TOTALS</b>	<b>2021-22</b>	<b>2022-23</b>
2			
3	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$4,000,000</b>
4			
5	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$4,000,000</b>
6	<b>EXECUTIVE DEPARTMENT</b>		
7	<b>Office of Policy Innovation and the Future Z135</b>		
8	Initiative: Provides one-time funding to establish a pilot program to be administered by an		
9	independent, nonprofit community-based organization or collaborative of organizations to		
10	distribute funding provided by the office to small community-based organizations and		
11	similar entities to establish or support community-based services for juveniles, which may		
12	include, but are not limited to, diversion programs, academic and vocational education		
13	services, mentoring services and behavioral and mental health services.		
14	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
15	All Other	\$0	\$1,000,000
16			
17	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$1,000,000</b>
18			
19	<b>EXECUTIVE DEPARTMENT</b>		
20	<b>DEPARTMENT TOTALS</b>	<b>2021-22</b>	<b>2022-23</b>
21			
22	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$1,000,000</b>
23			
24	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$1,000,000</b>
25	<b>HEALTH AND HUMAN SERVICES, DEPARTMENT OF</b>		
26	<b>Office of Child and Family Services - District 0452</b>		
27	Initiative: Provides ongoing funding to the Department of Health and Human Services,		
28	Office of Child and Family Services to establish or expand services for juvenile victims of		
29	gender-based violence and trafficking, restorative justice services provided under juvenile		
30	behavioral health programs and runaway youth programs, substance use disorder and		
31	medically managed treatment services for juveniles and peer-based support services for		
32	juveniles involved in the juvenile legal system.		
33	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
34	All Other	\$0	\$3,000,000
35			
36	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$3,000,000</b>
37	<b>Office of Child and Family Services - District 0452</b>		
38	Initiative: Provides ongoing funding to the Department of Health and Human Services,		
39	Office of Child and Family Services to establish or expand, in collaboration with the Maine		
40	State Housing Authority, transitional housing services for juveniles, emergency or crisis		
41	housing services for juveniles and other supportive housing-related services for juveniles.		
42	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>

**COMMITTEE AMENDMENT**

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1	All Other	\$0	\$4,000,000
2			
3	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$4,000,000</u>
4			
5	<b>HEALTH AND HUMAN SERVICES,</b>		
6	<b>DEPARTMENT OF</b>		
7	<b>DEPARTMENT TOTALS</b>	<b>2021-22</b>	<b>2022-23</b>
8			
9	GENERAL FUND	\$0	\$7,000,000
10			
11	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$7,000,000</u>
12			
13	<b>SECTION TOTALS</b>	<b>2021-22</b>	<b>2022-23</b>
14			
15	GENERAL FUND	\$0	\$12,445,577
16			
17	SECTION TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$12,445,577</u>

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

21 **SUMMARY**

22 This amendment replaces the bill, which is a concept draft, and includes the following  
23 provisions.

24 1. It requires the Department of Corrections to enter into a contract with a service  
25 provider independent of the department to conduct individualized needs assessments of  
26 juveniles in the custody of the department, including any juveniles placed on community  
27 reintegration status.

28 2. It provides ongoing General Fund funding of \$4,000,000 beginning in fiscal year  
29 2022-23 to the Department of Education to establish or expand school-based restorative  
30 justice programs, mentoring services for juveniles involved in the juvenile legal system  
31 and, in collaboration with the Department of Labor, workforce development, educational  
32 and vocational programs for juveniles involved in the juvenile legal system.

33 3. It provides one-time General Fund funding of \$1,000,000 in fiscal year 2022-23 to  
34 the Office of Policy Innovation and the Future to establish a pilot program to be  
35 administered by an independent, nonprofit community-based organization or collaborative  
36 of organizations to distribute funding provided by the office to small community-based  
37 organizations and similar entities to establish or support community-based services for  
38 juveniles.

39 4. It provides ongoing General Fund funding of \$3,000,000 beginning in fiscal year  
40 2022-23 to the Department of Health and Human Services, Office of Child and Family  
41 Services to establish or expand services for juvenile victims of gender-based violence and  
42 trafficking, restorative justice services provided under juvenile behavioral health programs

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1 and runaway youth programs, substance use disorder and medically managed treatment  
2 services for juveniles and peer-based support services for juveniles involved in the juvenile  
3 legal system.

4 5. It provides ongoing General Fund funding of \$4,000,000 beginning in fiscal year  
5 2022-23 to the Department of Health and Human Services, Office of Child and Family  
6 Services to establish or expand, in collaboration with the Maine State Housing Authority,  
7 transitional housing services for juveniles, emergency or crisis housing services for  
8 juveniles and other supportive housing-related services for juveniles.

9 **FISCAL NOTE REQUIRED**

10 (See attached)

**COMMITTEE AMENDMENT**



# 130th MAINE LEGISLATURE

LD 756

LR 1886(02)

## An Act Regarding Criminal Services for Juveniles

Fiscal Note for Bill as Amended by Committee Amendment *ACH-940*

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

### Fiscal Note

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
<b>Net Cost (Savings)</b>				
General Fund	\$0	\$12,445,577	\$11,420,406	\$11,437,394
<b>Appropriations/Allocations</b>				
General Fund	\$0	\$12,445,577	\$11,420,406	\$11,437,3

#### Fiscal Detail and Notes

This bill includes General Fund appropriations to the Department of Health and Human Services of \$7,000,000 in fiscal year 2022-23 to establish or expand certain services for children or juveniles.

The bill also includes ongoing General Fund appropriations of \$4,000,000 per year beginning in fiscal year 2022-23 to the School and Student Supports program within the Department of Education to establish or expand school-based restorative justice programs, mentoring services, workforce development and educational and vocational programs for juveniles involved in the juvenile legal system.

The bill provides a one-time General Fund appropriation of \$1,000,000 in fiscal year 2022-23 to the Governor's Office of Policy Innovation and the Future to establish a pilot program to distribute funding to small community-based organizations and similar entities to establish or support community-based services for juveniles, which may include, but are not limited to, diversion programs, academic and vocational education services, mentoring services and behavioral and mental health services.

The bill includes a General Fund appropriation of \$445,577 in fiscal year 2022-23 to the Department of Corrections for an organization to create, conduct and validate a juvenile needs assessment and for one Secretary Specialist position, one Data and Research Coordinator position and related costs to administer, process and review the needs assessments.