

MAINE STATE LEGISLATURE

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Date 6/20/23 Majority (Filing No H- 672) L D 155

CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to HP 96, L D 155, "An Act Regarding Community-based Services for Youth Involved in the Juvenile Justice System"

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

Sec. 1. 5 MRSA §19132, sub-§9, as enacted by PL 2019, c 450, §7, is amended to read

9. Program implementation and oversight. Initiate, implement and oversee programs, policies and services consistent with the purposes of this chapter, and

Sec. 2. 5 MRSA §19132, sub-§10, as enacted by PL 2019, c 450, §7, is amended to read

10. Maine Children's Cabinet Early Childhood Advisory Council. Oversee the Maine Children's Cabinet Early Childhood Advisory Council, established under section 24051, and direct a representative of the cabinet to meet at least once yearly with the Maine Children's Cabinet Early Childhood Advisory Council and consult with one or more state-designated groups representing youth issues regarding goals selected by the Maine Children's Cabinet Early Childhood Advisory Council, and

Sec. 3. 5 MRSA §19132, sub-§11 is enacted to read

11. Coordination across state agencies. Establish a working group that includes the Department of Corrections and the Department of Health and Human Services to promote coordinated policies, finances, programs and service delivery systems to support juveniles involved in the juvenile justice system. The working group shall conduct a review of other states in regard to best practices and organizational structures for juvenile justice services.

Sec. 4. 34-A MRSA §7009 is enacted to read **§7009. Grants for local and regional planning and services**

COMMITTEE AMENDMENT

ROS

1 The department shall establish a grant program to assist local or regional communities
2 with creating and implementing plans to increase programs and services available to
3 juveniles in a local or regional community.

4 **1. Grants.** Under the grant program, the department shall offer

5 A Planning grants to be used for mapping assets, identifying needs and creating a plan
6 for establishing needed programs and services for juveniles within a community, with
7 a focus on juveniles involved, or at risk of involvement, with the juvenile justice
8 system; and

9 B Implementation grants to be used to fund programs and services identified in
10 paragraph A.

11 **2. Recipients.** Eligible grant recipients include municipalities, counties, local law
12 enforcement agencies and local nonprofit organizations Recipients of grants shall
13 coordinate with a broad range of local stakeholders to undertake the planning and
14 implementation process, including, but not limited to, municipal officials, local school
15 systems, local law enforcement, the recipient's regional care team, existing juvenile-serving
16 organizations in the recipient's area and affected community members For the purposes of
17 this subsection, "regional care team" means a team organized within a department
18 administrative region to facilitate the health, safety and well-being of juveniles involved,
19 or at risk of involvement, with the juvenile justice system.

20 The department may use other department funds and funds from federal and private
21 sources for the purposes of this section.

22 **Sec. 5. 34-A M RSA §7010** is enacted to read

23 **§7010. Publication of data**

24 By February 15, 2024, the department shall develop and publish on its publicly
25 accessible website data regarding the number of juveniles involved in the juvenile justice
26 system The data must be updated monthly and include information regarding the numbers
27 of juveniles referred, diverted, detained, placed on probation, ordered to serve a period of
28 confinement and committed to the department The department shall deidentify the data
29 and remove any potential personal identifying information of the juveniles The data must
30 be organized by region of the State and broken down by age, gender and race.

31 **Sec. 6. 34-A M RSA §7011** is enacted to read.

32 **§7011. Reports regarding juvenile justice system**

33 **1. Annual report regarding reducing detention rates and expanding community-**
34 **based alternatives.** By February 15th of each year, the department shall provide an annual
35 report in person to the joint standing committee of the Legislature having jurisdiction over
36 criminal justice and public safety matters The report must include detailed information
37 regarding

38 A The efforts of the department and the Department of Health and Human Services to
39 offer diversion options for juveniles involved in the juvenile justice system and to
40 reduce the rates of detention and commitment of youths across the State,

41 B The successes and challenges of the department and the Department of Health and
42 Human Services in expanding access to community-based therapeutic services or

ROS

- 1 programs for the purpose of diverting juveniles involved in the juvenile justice system
- 2 from detention and commitment.
- 3 C A summary of the Long Creek Youth Development Center, including, but not
- 4 limited to, the number of staff as of the December 1 preceding the report, staffing levels
- 5 and the challenges at the facility.
- 6 D The strategic plan developed by the department and the Department of Health and
- 7 Human Services and the Department of Corrections in consultation with the task force
- 8 established by the Juvenile Justice Advisory Group.
- 9 E The specific juvenile-focused community-based programs and services receiving
- 10 funding from the department, including the amount of funding received by the
- 11 community-based organizations providing the programs and services.
- 12 F The successes and challenges of the department in expanding juvenile-focused
- 13 community-based programs and services, and
- 14 G Any other information the department determines is relevant to the report

15 **2. Annual report regarding possible locations for secure, therapeutic residences**

16 **for detained and committed youths.** By January 1st of each year, the department shall

17 provide an annual report to the joint standing committee of the Legislature having

18 jurisdiction over criminal justice and public safety matters on the status of the identification

19 and development of 2 small, secure, therapeutic residences for youths for the purpose of

20 providing detention and confinement for committed youths in a therapeutic setting. These

21 2 residences shall provide for a maximum occupancy of 20 youths. The report must include

22 rationale for the consideration of each identified residence, as well as an estimate on the

23 number of youths that will be served at the residence, an estimate of the cost for

24 construction and operation of the residence and staffing options for providing services at

25 the residence to youths living at the residence, including therapeutic programs and

26 educational services.

27 **Sec. 7. PL 2021, c. 398, §K K K K-4 is repealed**

28 **Sec. 8. PL 2021, c. 398, §K K K K-5 is repealed**

29 **Sec. 9. Appropriations and allocations.** The following appropriations and

30 allocations are made

31 **CORRECTIONS, DEPARTMENT OF**

32 **Administration - Corrections 0141**

33 Initiative Provides funding for one Public Service Coordinator II position and related costs

34 to implement and administer the grant program

GENERAL FUND	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	0 000	1 000
Personal Services	\$0	\$138,535
All Other	\$0	\$9,969
GENERAL FUND TOTAL	\$0	\$148,504

41 **Administration - Corrections 0141**

ROS

COMMITTEE AMENDMENT "A" to H P 96, L D 155

1 Initiative Provides ongoing funding to local or regional communities to support the
2 creation and implementation of plans to increase programs and services available to
3 juveniles in the locality or region

4	GENERAL FUND	2023-24	2024-25
5	All Other	\$1,000,000	\$1,000,000
6			
7	GENERAL FUND TOTAL	<u>\$1,000,000</u>	<u>\$1,000,000</u>

8			
9	CORRECTIONS, DEPARTMENT OF		
10	DEPARTMENT TOTALS	2023-24	2024-25
11			
12	GENERAL FUND	\$1,000,000	\$1,148,504
13			
14	DEPARTMENT TOTAL - ALL FUNDS	<u>\$1,000,000</u>	<u>\$1,148,504</u>

15
16 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
17 number to read consecutively

18 **SUMMARY**

19 This amendment, which is the majority report of the committee, replaces the bill, which
20 is a concept draft The amendment does the following

21 1 It establishes a working group in the Children's Cabinet consisting of the Department
22 of Corrections and the Department of Health and Human Services to promote coordination
23 in the provision of services to juveniles involved in the juvenile justice system and to
24 examine other states in regard to best practices and organizational structures for juvenile
25 justice services

26 2 It creates a grant program to assist local or regional communities with creating and
27 implementing plans to increase programs and services available to juveniles in the local or
28 regional community It provides an ongoing appropriation of \$1,000,000 per year to the
29 Department of Corrections for the purpose of funding the grant program

30 3 It requires the Department of Corrections to develop and publish data regarding the
31 number of juveniles involved in the juvenile justice system

32 4 It requires the Department of Corrections to submit an annual report in person to the
33 joint standing committee of the Legislature having jurisdiction over criminal justice and
34 public safety matters regarding the diversion of youths out of the juvenile justice system
35 and expanding access to community-based therapeutic services for juveniles

36 5 It requires the Department of Corrections to submit an annual report to the joint
37 standing committee of the Legislature having jurisdiction over criminal justice and public
38 safety matters on the status of the identification and development of 2 small, secure,
39 therapeutic residences for youths for the purpose of providing detention and confinement
40 for committed youths in a therapeutic setting.

COMMITTEE AMENDMENT

ROS

COMMITTEE AMENDMENT "A" to HP 96, L D 155

1 6 It repeals provisions of prior enacted public laws that are enacted in statute in similar
2 form in this amendment

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FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



131st MAINE LEGISLATURE

LD 155

LR 720(02)

An Act Regarding Community-based Services for Youth Involved in the Juvenile Justice System

Fiscal Note for Bill as Amended by Committee Amendment "A(622)"

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

A(622)

Fiscal Note

	FY 2023-24	FY 2024-25	Projections FY 2025-26	Projections FY 2026-27
Net Cost (Savings)				
General Fund	\$1,000,000	\$1,148,504	\$1,147,037	\$1,151,612
Appropriations/Allocations				
General Fund	\$1,000,000	\$1,148,504	\$1,147,037	\$1,151,612

Fiscal Detail and Notes

The bill includes an ongoing General Fund appropriation of \$1,000,000 beginning in fiscal year 2023-24 to the Department of Corrections for local or regional communities to support the creation and implementation of plans to increase programs and services available to juveniles in the locality or region. The bill also includes a General Fund appropriation of \$148,504 in fiscal year 2024-25 to the Department of Corrections for one Public Service Coordinator II position and related costs to implement and administer the grant program.

Any additional costs to the Departments of Health and Human Services and Corrections to take part in a working group to support juveniles involved in the juvenile justice system are expected to be minor and can be absorbed within existing budgeted resources.