# MAINE STATE LEGISLATURE

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# **BATTERER INTERVENTION PROGRAMS (BIP)**

A Report to the Second Regular Session of the 128<sup>th</sup> Maine Legislature

Maine Department of Corrections (DOC) Office of Victim Services is required to report annually to the legislature on the performance of Batterer Intervention Programs (BIPs) in Maine. Title 34-A §1214 (5). This is the fifteenth annual report.

The state standards for BIPs require the DOC to monitor each certified program annually. The Domestic Violence Center in each county also monitors the programs as an essential component of a coordinated community response. In 2017 all certified male and female BIPs with active groups were monitored by the DOC to ensure compliance with the BIP standards and no concerns were noted.

Annual Program enrollment data was requested from the BIPs and compiled as required by the standards. According to the data provided by the BIPs in 2017 a total of 860 males were reported to have enrolled in the BIPs and 238 males were reported to have completed the program. A total of 51 females were reported to have enrolled in the BIPs and 14 females were reported to have completed the program. The male and female data submitted is reflected in Attachment A.

The current BIP Certification process is outlined under DOC rule (found on the Secretary of State website, section 03-201, Chapter 15). This rule outlines the procedures and standards governing the certification and monitoring of the BIPs, pursuant to 19-A M.R.S.A.§ 4014. The statute and rule make the DOC the lead agency responsible for implementation of these standards, through its Victim Services Coordinator. Pursuant to 17-A M.R.S.A. § 1202 (1-B), only a BIP that holds a valid certificate granted by the DOC may be utilized for court referrals. Certification is valid for two years unless suspended or revoked. Attachment B reflects the currently certified BIPs across the State.

The statute and rule also require that the DOC, in consultation with the Maine Commission on Domestic and Sexual Abuse, develop and, on a biannual basis, review a certification process for BIPs. The review process may include input from various agencies and organizations listed in the rule and any others deemed appropriate by the DOC. Beginning April 2015, the standards review committee met every other month and recommended changes. On November 13, 2017 those changes were implemented when the rule was repealed and replaced. Attachment C reflects the current standards.

In 2017 LD 814 passed as chapter 105, amending 17-A MRSA §1151, sub-§9 to state that an additional purpose of the Maine Criminal Code is "to recognize domestic violence as a serious crime against the individual and society and to recognize batterers' intervention programs certified pursuant to Title 19-A, section 4014 as the most appropriate and effective community intervention in cases involving domestic violence."

It further added a new provision, 17-A MRSA §1204, sub-§ 6, to require a court to provide justification when participation in a batterers' intervention program is not ordered as a condition of probation in sentencing a person for a domestic violence crime. This same provision requires a prosecuting attorney to provide justification when participation in a batterers' intervention program as a condition of probation is not recommended in a plea agreement for a person convicted of a domestic violence crime. Attachment D reflects chapter 105.

In 2017 LD 525 was carried into 2018 and this bill proposes to provide funding for offenders who lack the financial means to pay for the participant fees for BIP, the costs of training personnel, and costs associated with personnel attending court related meetings. Attachment E reflects LD 525 and the committee amendment to the LD.

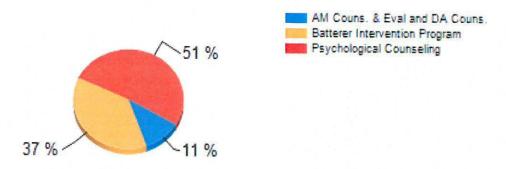
Historically the DOC has provided statistics comparing the number of domestic violence offenders serving a term of probation with a condition of anger management counseling, anger management evaluation and/or domestic abuse counseling, compared to psychological counseling, and compared to certified BIPs in the legislative report. The DOC information only includes offenders serving a term of probation. The DOC only has an ability to track offenders that are sentenced with a period of probation.

BIP with oversight and monitoring is an essential component of the coordinated community response. BIP is not only appropriate but is the recommended educational program used to address offenders' domestic abuse issues.

The charts below represent the number of current male probationers with conditions of anger management counseling, anger management evaluation and/or domestic abuse counseling, compared to psychological counseling, and compared to certified BIP. This chart reflects 1162 probationers with a total of 1409 conditions. (There is an unidentified number of domestic violence offenders sentenced to a term of deferred disposition or administrative release; these offenders are not reflected in the charts.)

Condition	Count	Percent
Anger Management Counseling & Evaluation and Domestic Abuse Counseling	158	11%
Batterer Intervention Program	527	37%
Psychological Counseling	724	51%
Total Male Conditions	1409	100%
Total Male Probationers	1162	

# 2017 Male DV Probationers with Conditions

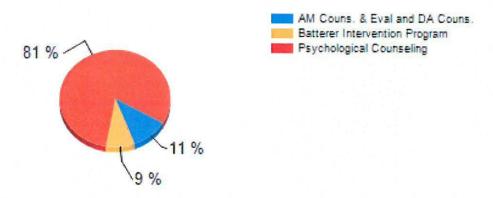


A review of female domestic violence offenders statewide in 2017 revealed the vast majority were ordered to attend other types of counseling rather than a BIP. National research indicates that only a small percentage of female batterers use power and control. Therefore, female BIPs are designed to work with the majority of female DV offenders who use violence.

The charts below represent the number of current female probationers with conditions of anger management counseling, anger management evaluation and/or domestic abuse counseling compared to psychological counseling, and compared to certified BIPs. This chart reflects 189 probationers with a total of 211 conditions. (There is an unidentified number of domestic violence offenders sentenced to a term of deferred disposition or administrative release; these offenders are not reflected in the charts.)

Condition	Count	Percent
Anger Management Counseling & Evaluation and Domestic Abuse Counseling	23	11%
Batterer Intervention Program	18	9%
Psychological Counseling	170	81%
Total Female Conditions	211	100%
Total Female Probationers	189	

# 2017 Female DV Probationers with Conditions



Attachment F and G are charts reflecting the Maine Counties breakdown of male and female DV probationers with conditions identified by each sentencing county in 2017 outlined from above and reflected in a pie chart.

It is hoped that as a result of the passage of chapter 105, the percentage of probationers with conditions requiring participation in BIPs will increase significantly.

Although mentioned yearly in this annual report, it remains true, domestic violence is a significant factor in over half of the homicides committed in Maine, including the vast majority of murder/suicides. Domestic violence also has a devastating effect on children who are abused, witness the violence itself, or witness the effects of the violence on the victim/parent. BIPs along with continued training, oversight, and monitoring are an essential component of a coordinated community response to end domestic violence.

# ATTACHMENT A

# STATEWIDE BATTERER INTERVENTION PROGRAM MALE STATISTICS

# January 1, 2017 to December 31, 2017

Total number of men who were enrolled in the program	860
Number of men who completed the program	238
Number of men who left without completing the program (their choice)	106
Number of men who left without completing the program (expelled)	112
Non-DV Number of men who re-offended and went to jail while attending	42
DV - Number of men who re-offended and went to jail while attending	35
Number of men who completed but were required to attend again	25
Number of referrals from MDOC probation	575
Number of referrals resulting from filings or condition of release	38
Number of referrals from DHHS	81
Number of protection from abuse referrals (PFA)	45
Number of self-referrals	18
Transfers from other Batterer Intervention Programs	19
Number of other referrals	6
Number of deferred dispositions	101
Number of men with special needs	33
Number of men referred to another provider for mental health services	15
Number of men referred to another provides for substance abuse	4
Number of men referred to another provider for literacy services	0
Number of men referred to another provider for parenting services	3
Number of men referred to another provider for vocational services	0
Number of men referred to another provider for employment services	0
Number of men referred to another provider for financial services	0

# STATEWIDE BATTERER INTERVENTION PROGRAM FEMALE STATISTICS

# January 1, 2017 to December 31, 2017

Total number of females who were enrolled in the program	51
Number of females who completed the program	14
Number of females who left without completing the program(their choice)	10
Number of females who left without completing the program (expelled)	2
Non-DV Number of females who re-offended and went to jail while attending	3
DV - Number of females who re-offended and went to jail while attending	1
Number of females who completed but were required to attend again	0
Number of referrals from MDOC probation	15
Number of referrals resulting from filings or condition of release	5
Number of referrals from DHHS	14
Number of protection from abuse referrals (PFA)	1
Number of self-referrals	3
Transfers from other Batterer Intervention Programs	0
Number of other referrals	2
Number of deferred dispositions	9
Number of females with special needs	11
Number of females referred to another provider for mental health services	14
Number of females referred to another provides for substance abuse	9
Number of females referred to another provider for literacy services	0
Number of females referred to another provider for parenting services	8
Number of females referred to another provider for vocational services	1
Number of females referred to another provider for employment services	3
Number of females referred to another provider for financial services	3

# ATTACHMENT B

# Certified Batterer Intervention Programs

# Androscoggin, Frankin and Oxford Counties

Program	Meeting Time/Location
Alternatives to Abuse (Safe Voices) (Male Program)  Director: Angela Desrochers  P.O. Box 713 Auburn ME 04212 (207)795-6744 x21  Certified until 8/31/2019	Saturday 8:30 a.m 10:00 a.m. Calvary United Methodist Church 59 Sabattus Street Lewiston ME  Monday & Wednesday - 6:00 p.m 7:30 p.m. 57 Birch St. Lewiston ME  Tuesday - 11:30 a.m1:00 p.m. Peru Community Center, 30 Main Street, Peru, ME
Alternatives to Abuse (Female Program) Director: Angela Desrochers	Thursday 6:00 p.m 7:00 p.m. UMF, Ricker Addition, Rm 205, Farmington, ME  Monday 10:30 a.m 12:00  First Universalist Church, 169 Pleasant Street, Auburn, ME
P.O. Box 713 Auburn ME 04212 (207)795-6744 x21  Certified until 7/19/2019	Tuesday 6:00 p.m 7:30 p.m. UU Church, 479 Main Street, Norway, ME

Aroostook County

Program	Meeting Time/Location
Northern New England Community Resource Center (Male Program)	Monday 6:00 p.m. Chamber of Commerce, Presque Isle
Director: Charles Moody P.O. Box 164 Houlton ME 04730 (207) 694-3066 Certified until 5/3/2018	Thursday 6:00 p.m. Cary Medical Center, Caribou  Wednesday 6:00 p.m. Houlton Regional Hospital, Houlton  P.O. Box 164 Houlton, ME 04730
Choices (Female Program)  Director: Desiree Chasse  Contact: call for more details Tel. (207) 728-3199  Certified until 3/4/2018	Call for more details

**Cumberland County** 

Program	Meeting Time/Location	
A Different Choice (Male Program)	Monday 7:00 - 8:30 p.m.	
Director: Rebecca Hobbs	St. Anne's Church, Windham ME	
P.O. 704		
Portland, ME 04104		
Tel. (207) 730-3641		
Certified until 7/11/2019		

Cumberland and Sagadahoc Counties

Program	Meeting Time/Location
Choices - The Men's Group (Male Program)	Friday 9:00 - 10:30 a.m.
riogiami	9.00 - 10.30 a.m.
Director: Mary O'Leary	Bath Police Dept.
14 Maine St.	Bath ME
Brunswick ME 04011	5:15 - 6:45 p.m.
(207) 240-4846	Public Safety
(207) 373-1140	Topsham, ME
Certified until: 1/11/2019	Thursday
	3:00-4:30 p.m.
	Rockland, ME
Time for Change Women's Group (female program)	
Director: Kathleen Morgan	
P.O. Box A	
Rockland, ME 04841	
(207) 594-2128	
Certified until: 7/20/2019	
	II

# Kennebec and Somerset Counties

Program	Meeting Time/Location
Menswork (Male Program)  Director: Jon Heath  Menswork  PO Box 304, Augusta, ME 04332 (207) 620-8494  Certified until 7/15/2019	Wednesday 9:00 a.m., 5:00 p.m. & 7:00 p.m., Saturday 7:30 a.m.  Prince of Peace Lutheran Church, 209 Eastern Avenue, Augusta ME 04330  Tuesday 9:00 a.m. & Thursday 5:00 p.m. & 7:00 p.m.  United Methodist Church 61 Pleasant Street, Waterville, ME
	Wednesday 4:30 p.m. to 6:00 p.m. Thursday 5:00 p.m. & 7:00 p.m. Notre Dame Des Lourde Catholic Church, 273 Water St., Skowhegan, ME *Rolling intakes for menswork are held weekly, 30 mins before each class, at the respective sight. No appt necessary.
Respect ME (female program)  Director: Carla Stockdale  5 Commerce Drive Skowhegan, ME 04976 (207) 474-8368  4 Main St.	Wednesdays 10:00 a.m. to 11:30 a.m. Kennebec Behaviorial Health 5 Commerce Drive, Skowhegan, ME 04976
Certified until: 8/4/2019	Wednesdays 5:00 p.m. to 6:30 p.m. & 7-8:30 p.m.

Hancock County

Program	Meeting Time/Location	
Choice V (Male Program)	Tuesday 5:00 p.m.	
Supervisor: Astor Gillis	59 Franklin Street, B Ellsworth ME	
59 Franklin St., B Ellsworth ME 04605 (207) 667-2730		
Certified until 11/8/2019		

Knox, Lincoln, and Waldo Counties

Program	Meeting Time/Location
Choices - The Men's Group (Male Program)  Director: Mary O'Leary  Brunswick ME 04011  (207) 240-4846 (207) 373-1140 (207) 594-0270  Certified until 1/11/2019	Congregational Church 100 Limerock Street Rockland, ME 04841 Thursday, 6:00-7:30 p.m. Mid Coast Reentry Center, Public Safety Way, Belfast, ME Thursday, 3:00-4:30 p.m. Rockland, ME
Time for Change Women's Group (female program)  Director: Kathleen Morgan  (207) 594-2128  Certified until: 7/20/2019	

Penobscot County

Program	Meeting Time/Location
Program (Male Program)	Monday 2-3:30 p.m., 4:30-6:00 p.m. & 6:30-8:00 p.m.  One Cumberland Place
Director: Kathryn Maietta	Bangor ME
One Cumberland Place, Suite 104, Bangor, ME 04402	
(207) 217-6588 (207) 217-6587 (fax)	
Certified until 9/25/2019	

Piscataquis County

Meeting Time/Location	
Thurs 6:00 p.m 7:30 p.m.	
Charlette White Center	
Chanotte White Center	
Admin Building	
572 Bangor Road	
Dover-Foxcroft ME	
	Thurs 6:00 p.m 7:30 p.m. Charlotte White Center Admin Building

York County

Program	Meeting Time/Location
Violence No More (Male Program)	Tuesday 7:30 - 9:00 p.m.
Director:Martin Burgess	Wednesday 5:30 p.m. and 7:30 p.m.
15 York Street, Building 9, Suite 201-H, Biddeford, ME 04005 (207) 283-8574	Thursday 9:30 a.m. 15 York Street, Building 9, Suite 201-H
Certified until 6/19/2019	Biddeford ME Thursday 5:30 p.m. and 7:30 p.m.
	т
Caring Unlimited (Female Program)	
Director: Cynthia Peoples	
(800) 239-7298 (207) 490-3227	
Certified Until: 6/26/2019	

# ATTACHMENT C

### 03-201 DEPARTMENT OF CORRECTIONS

# Chapter 15: BATTERER INTERVENTION PROGRAM CERTIFICATION

**Summary**: This chapter outlines the procedures and standards governing the certification and monitoring of Batterer Intervention Programs, pursuant to 19-A M.R.S.A. §4014.

1. Procedures and Standards for Batterer Intervention Programs (relating to psychological, physical, verbal and sexual abuse)

### 1.1 Definitions

## A. Domestic Abuse

In the context of this document, the definition of the term "domestic abuse" refers to 19-A M.R.S.A. §4002.

"Abuse" means the occurrence of the following acts between family or household members or dating partners.

- 1. Attempting to cause or causing bodily injury or offensive physical contact, including sexual assaults under Title 17-A, Chapter 11, except that contact as described in Title 17-A, §106, sub-§1, is excluded from this definition;
- 2. Attempting to place or placing another in fear of bodily injury through any course of conduct including, but not limited to, threatening, harassing, or tormenting behavior;
- 3. Compelling a person by force, threat of force or intimidation to engage in conduct from which the person has a right or privilege to abstain or to abstain from conduct in which the person has a right to engage;
- 4. Knowingly restricting substantially the movements of another person without that person's consent or other lawful authority by: removing that person from that person's residence, place of business or school; moving that person a substantial distance from the vicinity where that person was found; or confining that person for a substantial period either in the place where the restriction commences or in a place to which that person has been moved;
- 5. Communicating to a person a threat to commit, or to cause to be committed, a crime of violence dangerous to human life against the person to whom the communication is made or another, and the natural and probable consequence of the threat, whether or not that consequence in fact occurs, is to place the person to whom the threat is

communicated, or the person against whom the threat is made, in reasonable fear that the crime will be committed; or

- 6. Repeatedly and without reasonable cause:
  - following the victim; or a.
  - b. being at or in the vicinity of the victim's home, school, business, or place of employment.

#### B. **Batterer Intervention Program**

- 1. The term "batterer intervention program" refers to a community-based educational program which is one component of a coordinated community response to domestic abuse where the main goals are:
  - a. working toward the safety of victims; and
  - b. holding domestic abuse offenders accountable for their actions.
- 2. The community-based educational programs for domestic abuse offenders (hereafter called "BIProgram") referred to in these standards are designed specifically to intervene with court referred adults, but are not limited to court referrals.

#### C. **Domestic Violence Center**

1. The term "domestic violence center" refers to a network of programs and services for victims of domestic abuse. There are two coalitions of domestic violence centers in Maine. The Maine Coalition to End Domestic Violence (MCEDV) is comprised of eight of Maine's domestic violence centers. Each domestic violence center is a private, independent, non profit agency which provides individual crisis intervention, legal information, and advocacy for people affected by domestic abuse, as well as support groups and shelter options for victims of domestic abuse and their children. These services are confidential, free of charge, and based on a self-help model. In addition, domestic violence centers provide training, education, and consultation to community groups, schools, public officials, and services providers to improve the community's response to domestic abuse. The Wabanaki Women's Coalition (WWC) is comprised of the five tribal domestic violence centers in Maine. Each of these tribal domestic violence centers provides individual crisis intervention, legal information, and advocacy for predominately Native Americans affected by domestic abuse, as well as support groups and shelter options for victims of domestic abuse and their children. These services are confidential, free of charge, and based on a self-help model. In addition, they provide training, education, and consultation to community groups, schools, public officials, and service providers to improve the tribal community's response to domestic abuse.

- 2. In the case of a domestic violence center which is not a member of the MCEDV or WWC, that center which is providing the services described above will serve as the collaborator in that jurisdiction.
- For the purposes of this document, hereafter "domestic violence center" 3. will be referred to as "DVC."
- D. Monitoring consists of observation of and consultation about the performance/operation of a BIProgram in order to promote the safety of victims of domestic abuse. Monitoring must be provided by staff of a DVC as outlined in section 5.8 A or by a third party monitor as outlined in section 5.8 B.
- Supervision is the internal oversight of the process and content of the E. BIProgram by a qualified primary supervisor as defined in section 4.5 C.
- F. Staff means both paid and unpaid staff.

#### 2. Certification

#### 2.1 Oversight of the Maine Standards for Batterer Intervention Programs

- The Maine Department of Corrections, hereafter called "DOC", shall be the lead A. agency responsible for implementation of these standards, through its Victim Services Coordinator. Only BIPrograms that hold a valid certificate granted by the DOC shall be utilized for court referrals. A certificate shall be valid for two years unless suspended or revoked.
- B. The DOC, in consultation with the Maine Commission on Domestic and Sexual Abuse, shall develop and, on a biannual basis, review a certification process for BIPrograms. The review process may include input from representatives of the following agencies and organizations and any others deemed appropriate by the DOC:
  - 1. domestic violence centers;
  - 2. batterer intervention programs;
  - 3. the judicial system;
  - 4. local law enforcement;
  - 5. victims of domestic violence;
  - 6. health and human service agencies;
  - 7. schools;
  - hospital emergency departments; 8.
  - 9. community corrections;

- 10. groups working with victims of child abuse;
- 11. groups working with victims of sexual abuse;
- groups coordinating supervised visitation; and/or 12.
- other stakeholders. 13.
- C. BIPrograms will be assessed a fee for program certification.
- Certification of BIPrograms will be for a period of two years as referenced in D. section 2.1 A.
- E. If anyone has a dispute regarding the certification of a BIProgram, which appears to be at an impasse, it will be the responsibility of the DOC, in consultation with the Maine Commission on Domestic and Sexual Abuse, to attempt to bring such a dispute to resolution.

#### 2.2 **Application for Certification**

- Each BIProgram requesting certification or renewal of certification shall submit A. a completed application to the DOC containing all of the information requested, to include, but not be limited to:
  - 1. demonstration of the BIProgram's ability to meet the Maine Standards;
  - 2. an overview of the BIProgram content;
  - 3. proof of successful completion for all co-educators at a national batterer intervention training or similar training determined to be sufficient by the DOC;
  - documentation of a working agreement with the local DVC in each 4. county the BIProgram may operate in or request for waiver of this requirement providing specific reasons for the request;
  - documentation of a working agreement with the DOC Regional 5. Correctional Administrator;
  - demonstration of need for a BIProgram, or another BIProgram, in the 6. geographic area (initial certification only);
  - name, address, and telephone number of the BIProgram and all sites; and 7.
  - a statement of ownership of the BIProgram, that discloses the names, 8. address, and telephone numbers of all owners, directors, and officers of the corporation, and any members of any governing or advisory boards.

#### 2.3 Denial, Refusal to Renew, Suspension, and/or Revocation of Certification

#### **Definitions** A.

- 1. **Denial**: action taken by DOC to not certify a BIProgram.
- 2. Refusal to Renew: action taken by DOC at the end of a two year certification period rejecting a BIProgram's application for renewal.
- 3. Suspension: action taken by DOC in lieu of revoking or refusing renewal of certification that stipulates the Program must correct the noted deficiencies within the time specified.
- **Revocation**: action taken by DOC removing a BIProgram's 4. certification after the DOC has certified the Program, but before the BIProgram's two year certification has expired.

Any of these actions make the affected BIProgram ineligible to receive any referrals unless and until the program is certified, its certification is renewed, or the suspension is lifted.

- B. Each of the following, in and of itself, may constitute full and adequate grounds on which to deny, suspend, revoke, or refuse to renew certification to operate a BIProgram:
  - 1. failure to submit information required for certification;
  - 2. failure to meet any of these Maine Standards for BIPrograms;
  - denial of entry to agents of the DOC to conduct site visits or inspections or 3. any other attempt to impede the work of agents of the DOC;
  - obtaining or attempting to obtain certification by fraud, 4. misrepresentation, or by the submission of incorrect, false, and/or misleading information;
  - 5. criminal conduct by the owners, staff, or administrators as evidenced by criminal convictions;
  - 6. operation of a BIProgram after the expiration of certification;
  - 7. operation of a BIProgram in a manner which fails to fulfill the terms of the program - client agreement; or
  - 8. operation of a BIProgram in a manner which endangers the health or safety of clients and/or victims of domestic abuse.

#### 2.4 Recourse of Programs when Certification has been Denied, Refused Renewal, Suspended and/or Revoked

- A. A BIProgram whose certification has been denied, refused renewal, suspended and/or revoked by DOC will receive in writing, by certified mail, a program compliance letter outlining the standards that the Program is not in compliance with and the time frames allowed to bring the BIProgram into compliance.
- B. The BIProgram has 60 days from the date of notification of denial, refused renewal, suspension and/or revocation of certification to resubmit the application, clearly indicating remediation for deficiencies. DOC must respond to this information within 60 days of receipt.
- C. The BIProgram may appeal the DOC response to the Commissioner of Corrections within fifteen days of receipt of the response.

#### 3. **Coordinated Community Response to Domestic Abuse**

#### 3.1 Goals

- A. A coordinated community response to domestic abuse occurs when diverse segments of a community work together for two common goals:
  - 1. the safety of the victims of domestic abuse; and
  - to end domestic abuse. 2.

#### 3.2 **Coordinated Community Response to Domestic Abuse**

- A. During development, implementation, and evaluation of BIPrograms, BIProgram staff must consult, cooperate, and coordinate with representatives of the following agencies and organizations:
  - 1. domestic violence centers;
  - 2. the judicial system;
  - 3. local law enforcement;
  - 4. health and human service agencies; and
  - 5. community corrections.
- B. During development, implementation, and evaluation of BIPrograms, BIProgram staff are encouraged to consult, cooperate, and coordinate with representatives of the following agencies and organizations:
  - 1. other certified BIPrograms;
  - 2. victims of domestic violence;

- 3. schools, including community adult education programs;
- 4. hospital emergency departments;
- 5. groups working with victims of child abuse;
- 6. groups working with victims of sexual violence;
- 7. groups coordinating supervised visitation;
- 8. groups providing services to diverse populations; and/or
- 9. other related services.

#### 3.3 **BIProgram - DVC Collaboration**

- A. The BIProgram shall acknowledge the experience of victims, who are experts on their own safety, and the important role of the DVC in responding to domestic abuse through:
  - 1. consulting with the local DVC on all written curricula, publications, and public relations materials of the BIProgram;
  - 2. publicly acknowledging the contributions of the battered women's movement to their efforts and that BIPrograms exist in support of the goals of the DVC;
  - 3. consultation with the local DVC when seeking funds in a way that competes with funding for DVC;
  - 4. always encouraging victims to contact their local DVC;
  - 5. inviting the local DVC advocates to attend BIProgram groups;
  - 6. participation in a community response to domestic abuse; and
  - 7. negotiating an ongoing working relationship with the local DVC and accepting feedback in order to hold themselves accountable to the battered women's movement, acknowledging that a working relationship may go beyond these standards.

#### **Partner Contacts** 3.4

- A partner contact is the verbal and/or written exchange of information between A. the victim and a designated representative of the local DVC.
- B. The purpose of the partner contact is to provide the victim with:
  - 1. support and validation;
  - 2. information about the BIProgram;

- 3. information about the local resources for victims;
- 4. assistance in developing a safety plan; and
- 5. information about the DVC as an ongoing resource for victims.
- C. Within seven days of enrollment in the BIProgram, unless the time frame is modified by any working agreement with the local DVC, the BIProgram shall provide the local DVC with the names and addresses of:
  - 1. the domestic abuse offender enrolled in its program;
  - 2. any adult or child victim identified in available police reports and/or court proceedings; and
  - 3. current partner of the domestic abuse offender.
- D. The BIProgram must never initiate written or verbal contact with victims except in the following situations:
  - 1. when a victim may be in jeopardy (verbal communication only);
  - 2. notification of the domestic abuse offender's admission into the BIProgram (written communication only); and
  - 3. notification of when the domestic abuse offender is discharged from the BIProgram (written communication only).
- E. In no case is a BIProgram required to initiate contact with a victim if such contact would jeopardize the safety of the domestic abuse offender or violate federal or state confidentiality laws.
- F. Should a victim initiate contact with a BIProgram, the victim must always be referred to the local DVC for supportive services.

#### 3.5 Financial Responsibility for BIProgram - DVC Collaboration

- A. Costs incurred by the DVC for providing services to partners in the context of their outreach efforts will be the responsibility of the DVC.
- B. Any costs incurred as the result of supervision, training, and/or monitoring by the DVC or a third party monitor of the BIProgram shall be reimbursed by the BIProgram.

#### 4. **BIProgram Model**

#### 4.1 **BIProgram Format**

- A. BIPrograms must be:
  - 1. held in a group format with no more than 15 participants nor less than 3 participants registered, unless the program is granted a waiver by DOC;
  - 2. educationally oriented;
  - 3. restricted to perpetrators of domestic abuse;
  - 4. comprised of the same gender; and
  - 5. have rolling or open admission (no waiting lists).
- B. The group must be co-educated by appropriately trained male and female coeducators, except that a group serving female domestic abuse offenders may be co-educated by two female co-educators. "Co-educated" means that each coeducator contributes substantially equally in the facilitation process. (See 4.5 for definition of appropriately trained.) At the discretion of the program director, exceptions may be made for individual classes to accommodate special circumstances, including, but not limited to, illness, vacation, weather, etc.

#### 4.2 Inappropriate BIProgram Format

- The following formats, methods, and treatment modalities must not be used by A. certified BIPrograms working with domestic abuse offenders:
  - 1. individual counseling;
  - 2. couples or conjoint counseling;
  - 3. anger management;
  - 4. systems therapy;
  - addiction counseling (identifying violence as an addiction); 5.
  - 6. family therapy; or
  - 7. medication management.
- B. Unless specifically authorized in these standards, educators must not concurrently provide services to a domestic abuse offender and the offender's victim, current partner or minor children.

#### 4.3 **Target Population**

A. These standards are specifically designed for adults who abuse their intimate partners, although other domestic abuse offenders may participate in BIPrograms. It is important that appropriate models be implemented for men who abuse their female partners, for women who use violence against their male partners, and for same sex or transgender abusers.

#### Length of the BIProgram 4.4

- BIPrograms must be a minimum of 48 classes over a minimum of 48 weeks in A. duration.
- Each weekly session must be at least 90 minutes long, with check-in consuming B. no more than 30 minutes.
- C. Each participant's attendance must occur at a rate of one class per week counted towards the 48 class requirement.
- The BIProgram intake must not be considered one of the 48 weeks. D.
- Domestic abuse offenders who have completed a minimum 48 week BIProgram E. should be given the opportunity of voluntarily continuing their participation or returning to the BIProgram at a later date.

#### 4.5 BIProgram Staff Selection, Supervision, and Training

- 1. Staff must have had no convictions or protective court orders or court-A. approved consent agreements for offenses involving violence during the last ten years.
  - Staff must not have had any criminal conviction within the last ten 2. years, unless granted a waiver to work for the BIProgram from the DOC.
  - 3. Staff shall not be on administrative release, probation, parole, supervised release for sex offenders, or other supervision postconviction, or deferred disposition for any state or federal criminal offense.
  - 4. The program shall develop and maintain hiring criteria.
- All BIProgram staff having direct contact with domestic abuse offenders must: B.
  - receive training in a curriculum used by the BIProgram that is based 1. upon, and adheres to, models developed by acceptable nationally recognized programs or similar training in a curriculum determined to be sufficient by the DOC and that is consistent with Maine BIProgram Standards;

- 2. provide certification of completion of this training prior to or within 6 months of being hired to co-educate groups;
- 3. be provided with on the job training with an experienced supervisor, to include a minimum of observation of six sessions of group, followed by co-educating an additional six sessions of group with a trained experienced educator prior to assuming responsibility for a group; and
- 4. attend a minimum of 6.25 hours per year continuing education on topics agreed upon by MCEDV, WWC, and the Maine Association of Batterer Intervention Programs (MABIPS). It will be the responsibility of the primary supervisor of the BIProgram to maintain training records.
- Any individual identified as the Program Director or a "primary supervisor" C. must have at least two years documented experience in the following areas:
  - 1. direct work with victims;
  - 2. direct work with domestic violence perpetrators;
  - 3. group work; and
  - 4. supervision of employees.

#### 4.6 **BIProgram Curriculum**

- A. The BIPrograms must include at a minimum in their curriculum that:
  - 1. stress, a life crisis, and chemical dependency are not causes of domestic abuse, but ongoing substance abuse increases the risk of re-offense;
  - 2. domestic abuse is a choice a domestic abuse offender makes to use power and control over an intimate partner;
  - 3. domestic abuse offenders are solely and exclusively responsible for their controlling and abusive behavior;
  - the effect of abuse on victims, including children who witness abuse, is 4. harmful; and
  - 5. abuse is never justified.

#### 4.7 **BIProgram Fee Structure**

- A. Except for federal, state, or charitable organization funding (which must not include insurance), a domestic abuse offender is solely responsible for paying for participation in a BIProgram.
- В. A domestic abuse offender must be charged at least a nominal fee. Programs may charge on a sliding fee scale.

#### 5. **Administrative Standards**

#### 5.1 **BIProgram Intake Process**

- A. The BIProgram shall schedule an intake into the BIProgram within two weeks, absent good cause, from the time the domestic abuse offender contacts the BIProgram.
- B. At the intake, the domestic abuse offender must enter into a written agreement with the BIProgram, which must include the following:
  - 1. the responsibilities of the domestic abuse offender;
  - 2. the responsibilities of the BIProgram;
  - 3. an agreement to stop all forms of violence;
  - 4. the minimum length of the BIProgram;
  - 5. signed waivers of confidentiality and/or appropriate releases;
  - 6. the fee structure and the weekly fee due from the offender;
  - 7. criteria for discharge;
  - a copy of the complaint procedure; and 8.
  - 9. readmission criteria.
- C. During intake, the BIProgram must obtain the following information from the domestic abuse offender:
  - 1. full legal name of domestic abuse offender;
  - 2. current home address and mailing address (if they are different);
  - current home telephone number, cell phone number, or telephone 3. number of contact if the domestic abuse offender does not have a telephone;
  - date of birth; 4.
  - 5. name of employer, and current work address and telephone number of employer;
  - 6. partner and/or victim name (if they are different);
  - 7. current driver's license number, or photo ID card;

- 8. make, model, year and license plate number of the vehicles used by the domestic abuse offender;
- 9. history of any substance abuse;
- 10. psychiatric history including homicidal and suicidal ideation:
- 11. history of any weapons possession and usage; and
- 12. history of abusive behaviors.
- D. Within six weeks after the domestic abuse offender begins the BIProgram, the domestic abuse offender must provide the BIProgram with the following independent descriptions of the domestic abuse offender's abusive behavior, including, but not limited to:
  - 1. police reports (if applicable);
  - 2. administrative release, probation, parole, supervised release for sex offenders, or other post-conviction supervision or deferred disposition conditions (if applicable);
  - 3. legal pleadings, including, but not limited to, civil petitions and civil and criminal complaints (if applicable);
  - court orders, including, but not limited to, protective orders, and court-4. approved consent agreements (if applicable); and
  - 5. previous child protective service reports (if applicable and available).
- E. The following must be notified in writing of the domestic abuse offender's acceptance into the BIProgram within 7 days, unless the time frame is modified by the DVC working agreement:
  - 1. the domestic abuse offender:
  - 2. the victim and/or current partner, unless notification of the victim would jeopardize the safety of the domestic abuse offender or violate federal or state confidentiality laws;
  - 3. the domestic abuse offender's Probation Officer (if applicable);
  - 4. the local DVC; and
  - 5. the referral source, including, but not limited to, the prosecuting attorney's office, pre-trial agency, or Department of Health and Human Services (DHHS).

- F. At minimum, the information to be contained in the communication referred to in 5.1 E must include:
  - 1. the date the domestic abuse offender begins the BIProgram;
  - 2. limitations of the BIProgram; and
  - 3. that victims are not required to have any contact with the DVC and/or BIProgram.
- A copy of the participant agreement must be provided to the referral source and G. pre-trial agency (if applicable). A copy of the agreement must be made available upon request from the victim or DVC.
- H. A BIProgram may only accept referrals of persons residing in a county in which the BIProgram has a working agreement with the local DVC, unless the program is granted a waiver by DOC.

#### 5.2 **BIProgram Discharge or Leave**

- A. Reasons for discharge from a BIProgram include that:
  - 1. the domestic abuse offender has completed the 48 week program to the satisfaction of the BIProgram staff, based upon criteria contained in the participant agreement;
  - the domestic abuse offender has five absences during the 48-week 2. BIProgram;
  - 3. the domestic abuse offender fails to pay the weekly fee determined by the BIProgram (the offender must be discharged if the offender fails to pay the fee for 4 sessions); and/or
  - 4. the domestic abuse offender does not comply with the rules of the BIProgram.
- B. A domestic abuse offender may request medical or other leave of absence for good cause with approval of the Program Director, who must consult with the referral source. If approved, the offender is allowed to continue the BIProgram from the last class prior to the approved leave.
- C. The following must be notified in writing within 7 days of the domestic abuse offender's discharge or leave from the BIProgram:
  - 1. the domestic abuse offender;
  - 2. the victim and/or current partner, unless notification of the victim would jeopardize the safety of the domestic abuse offender or violate federal or state confidentiality laws;

- 3. the domestic abuse offender's Probation Officer (if applicable) (the Probation Officer must also be immediately notified verbally of a discharge, unless the discharge was due to the offender's completion of the program);
- 4. the local DVC;
- 5. the prosecuting attorney's office if a Probation Officer is not involved; and
- 6. DHHS if involved; and
- the presiding judge of a Domestic Violence Monitoring Docket, if the 7. domestic abuse offender is enrolled in a Domestic Violence Monitoring Docket.
- D. At minimum, the information to be contained in the communication referenced in 5.2 C must include:
  - 1. the date the domestic abuse offender was discharged or given leave from the BIProgram;
  - 2. the reason for discharge or leave; and
  - 3. recommendations, which may include, but are not limited to, assessment for additional services or further action by the Probation Officer, which may include revocation.

#### 5.3 Re-Admission to BIProgram after Discharge

- A. Except as set out below, a domestic abuse offender who has not successfully completed 48 weeks and returns after being discharged must start at intake unless the domestic abuse offender is allowed to start at week 1 by the Program Director.
- B. If the discharge was based upon absences, the offender is allowed to start at five classes before the last class prior to discharge.
- C. If the discharge was for non-payment of fees, after consultation with the referral source, the Program Director may allow the offender to receive credit for all classes attended and paid in full as long as the offender continues to pay the fee on schedule after the offender's return.
- Notwithstanding the above, any domestic abuse offender who has not successfully D. completed 48 weeks and returns after being discharged and who was discharged due to committing another domestic abuse offense or who committed another domestic violence offense after discharge must start at intake.

#### 5.4 **Transfer of Credits**

A. Each certified BIProgram must accept transfer of credits for weeks satisfactorily completed at another BIProgram certified in the State of Maine provided the domestic abuse offender was in good standing with the other

program at the time of transfer and no more than three months has elapsed since the last class attended at the previous BIProgram. Absent good cause, no transfer of credit may occur if more than three months has elapsed since the last class attended at the previous BIProgram.

B. Each participant requesting transfer of credit must obtain a letter of referral from the previous program, setting forth the number of weekly credits that the domestic abuse offender has earned, the number of absences, and that the participant is in good standing, and present it to the new program prior to receiving any credit(s) for weeks completed.

#### 5.5 **Participant Complaint Procedure**

- A. Before filing any complaint against a BIProgram, the domestic abuse offender shall make an attempt to resolve the complaint in an informal manner by talking with the educator(s).
- If unable to come to an agreement with the educator(s), the domestic abuse B. offender shall contact the Program Director who shall attempt, as soon as possible, to resolve the complaint.
- C. If the complaint remains unresolved, a formal written complaint may be made to the Department of Corrections, 111 State House Station, Augusta, Maine 04333-0111, Attention: Victim Services Coordinator. A copy of the complaint must be provided by the offender to the BIProgram Director, DVC and referral source.

#### 5.6 Confidentiality

- All written and/or oral communications, including electronic communications, A. from or to victims must be held in confidence by the BIProgram, except for mandated reporting requirements.
- B. Notwithstanding the above, the BIProgram may provide information to the DVC so that the DVC may offer safety planning resources.

#### 5.7 Record Keeping

- Domestic abuse offender and victim records (if any) must be maintained in A. separate files with no record or reference of partner contact beyond the initial letter to the victim and/or partner about the domestic abuse offender's admission into the BIProgram.
- В. There must be at least minimal documentation for each group session attended, which must include:
  - 1. date:
  - 2. topic; and
  - 3. amount of time spent in group.

- C. Monthly status reports must be provided by the BIProgram to the domestic abuse offender's Probation Officer or other referral source. Reports must include, but are not limited to, the following information:
  - 1. attendance;
  - 2. current payment status; and
  - 3. compliance with other BIProgram rules.

#### 5.8 **Approval and Monitoring Process**

- A. Any costs incurred as the result of monitoring of the BIProgram shall be the responsibility of the BIProgram.
  - 1. BIPrograms must arrange for monitors to attend a BIProgram class at least quarterly per educator pair. Monitoring may occur more frequently upon agreement between the BIProgram and the DVC or third party monitor, as applicable.
  - 2. BIPrograms must arrange for monitors to provide verbal communication to BIProgram regarding the performance/operation of each observed class immediately after the class and written communication within 30 days. The BIProgram is required to provide the documentation of monitoring to the DOC Victim Services Coordinator and the local DVC.
- B. Third Party Monitors must be utilized when the local DVC is unable, unwilling, or fails to monitor the BIProgram or is operating the BIProgram.
  - 1. Selection of third party monitors must be made pursuant to criteria developed by the MABIP, the MCEDV, and WWC.
  - 2. When a new third party monitor is used, the BIProgram is required to provide the monitor's name and qualifications to the DOC Victim Services Coordinator, the local DVC, WWC, and MCEDV.
  - Documentation of monitoring sessions must be sent to the local DVC. 3.

#### 6. Waiver

- The DOC may waive the requirements of these standards if and only if A. specified above.
- B. All requests for waivers must be directed to the DOC's Victims Services Coordinator, who must make the final decision on a waiver request in his or her sole discretion.

# **Jail and Correctional Facility Programs**

A. Programs offered in a jail or DOC correctional facility do not meet the definition of a certified BIProgram. Credit toward attending a certified BIProgram must not be given or transferred for any participation in any jail or DOC correctional facility program.

#### 8. **Duty to Warn**

- A. When a domestic abuse offender enrolled in a BIProgram makes an overt or covert threat of harm to self or others, the educator must promptly warn the following persons or agencies in the following order:
  - 1. Appropriate local, county, and/or state law enforcement agency(ies);
  - 2. Victim or other person threatened, if current contact information is available;
  - 3. Probation Officer, if applicable; and
  - 4. Appropriate DVC(s).

#### 9. **Mandatory Reporting**

#### A. Required report of child abuse or neglect to DHHS

BIProgram educators must immediately report or cause a report to be made to the DHHS, Child Protective Services, and/or Indian Child Welfare Act caseworker when the educator knows or has reasonable cause to suspect that a child has been or is likely to be abused or neglected by a person responsible for the child or that a suspicious child death has been caused by a person responsible for the child.

#### B. Required report of child abuse or neglect to Prosecutor's Office

BIProgram educators must immediately report or cause a report to be made to the appropriate prosecutor's office when the educator knows or has reasonable cause to suspect that a child has been or is likely to be abused or neglected by a person not responsible for the child or that a suspicious child death has been caused by a person not responsible for the child.

#### C. Required report of elder abuse, neglect or exploitation to DHHS

BIProgram educators must immediately report or cause a report to be made to DHHS when the person knows or has reasonable cause to suspect that an incapacitated or dependent adult has been or is likely to be abused, neglected or exploited.

#### 10. Ethics

- A. BIProgram staff must not discriminate against a domestic abuse offender based on age, race, religion, gender, gender identity, sexual orientation, disability, national origin, or socioeconomic status.
- A domestic abuse offender should be treated with dignity and respect by BIP B. program staff regardless of the nature of the offender's crimes or conduct.

STATUTORY AUTHORITY: 19-A M.R.S.A. §4014; Resolve 2013 ch. 3

## **EFFECTIVE DATE:**

April 29, 1998 (major substantive)

# STATUTORY AUTHORITY:

19-A M.R.S.A. §4014(1). The Maine Department of Corrections is adopting a proposal to revise the existing standards for the certification of batterer intervention programs pursuant to 19-A M.R.S.A. §4014 (1) to revise the Standards as a result of the 2002 biannual review. The Maine Department of Corrections developed the proposed rules in consultation with the Maine Commission on Domestic and Sexual Abuse in accordance with the provisions of 19-A M.R.S.A. §4014(1). The proposed revisions to the Batterer Intervention standards will result in improved operation of the Batterer Intervention Programs.

#### EFFECTIVE DATE:

June 26, 2003 - filing 2003-167 (major substantive)

STATUTORY AUTHORITY: 19-A M.R.S.A. §4014(1). The Maine Department of Corrections is adopting a proposal to revise the existing standards for the certification of batterer intervention programs pursuant to 19-A M.R.S.A. §4014 (1) to revise the Standards as a result of the 2004 biannual review. The Maine Department of Corrections developed the proposed rules in consultation with the Maine Commission on Domestic and Sexual Abuse in accordance with the provisions of 19A M.R.S.A. §4014(1). The proposed revisions to the Batterer Intervention standards will result in improved operation of the Batterer Intervention Programs.

#### EFFECTIVE DATE:

July 23, 2005 - filing 2005-247 (major substantive)

# REPEALED AND REPLACED:

June 20, 2008 – filing 2009-211 (major substantive)

April 4, 2013 – filing 2013-074 (EMERGENCY, routine technical)

August 11, 2013 – filing 2013-198 (routine technical)

November 13, 2017 – filing 2017-172 (routine technical)

# ATTACHMENT D

BY GOVERNOR

**PUBLIC LAW** 

105

#### STATE OF MAINE

### IN THE YEAR OF OUR LORD TWO THOUSAND AND SEVENTEEN

### S.P. 259 - L.D. 814

### An Act Regarding Court Orders for Completion of a Batterers' Intervention **Program in Domestic Violence Cases**

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

- Sec. 1. 17-A MRSA §1151, sub-§7, as enacted by PL 1975, c. 499, §1, is amended to read:
- To promote the development of correctional programs which that elicit the cooperation of convicted persons; and
- Sec. 2. 17-A MRSA §1151, sub-§8, ¶B, as amended by PL 2005, c. 551, §1, is further amended to read:
  - B. The selection by the defendant of the person against whom the crime was committed or of the property that was damaged or otherwise affected by the crime because of the race, color, religion, sex, ancestry, national origin, physical or mental disability, sexual orientation or homelessness of that person or of the owner or occupant of that property-; and

### Sec. 3. 17-A MRSA §1151, sub-§9 is enacted to read:

9. To recognize domestic violence as a serious crime against the individual and society and to recognize batterers' intervention programs certified pursuant to Title 19-A, section 4014 as the most appropriate and effective community intervention in cases involving domestic violence.

### Sec. 4. 17-A MRSA §1204, sub-§6 is enacted to read:

6. If a person is convicted of a crime under chapter 9 or 13 or section 758 that the State pleads and proves was committed by the person against a spouse, domestic partner or sexual partner; a former spouse, domestic partner or sexual partner; an individual with whom the person is living or lived as a spouse; or an individual who is or was a dating partner of the person and the court does not order as a condition of probation that the person complete a batterers' intervention program certified pursuant to Title 19-A, section

4014, the court shall make findings on the record of the court's reasons for not ordering the person to complete a batterers' intervention program. If a plea agreement submitted to the court in accordance with Rule 11A(b) of the Maine Rules of Unified Criminal Procedure does not contain a provision ordering the person to complete a batterers' intervention program, the attorney for the State shall indicate, in a writing submitted to the court, the basis for the plea agreement's not including completion of a batterers' intervention program as a condition of probation. For purposes of this subsection, "dating partner" means an individual currently or formerly involved in dating the person, whether or not the individual and the person are or were sexual partners. For purposes of this subsection, "domestic partner" means one of 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare.

## ATTACHMENT E



### 128th MAINE LEGISLATURE

### FIRST REGULAR SESSION-2017

Legislative Document

No. 525

H.P. 369

House of Representatives, February 9, 2017

An Act To Enhance Maine's Response to Domestic Violence

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

ROBERT B. HUNT
Clerk

Presented by Representative ESPLING of New Gloucester.

Cosponsored by Senator CYRWAY of Kennebec and

Representatives: FAY of Raymond, FREDETTE of Newport, HEAD of Bethel, MALABY of Hancock.

1	Be it enacted by the People of the State of Maine as follows:		
2	Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.		
4	HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)		
5	Purchased Social Services 0228		
6 7	Initiative: Provides funds for partial reimbursement of certified batterers' intervention programs for indigent participant fees.		
8			
9 10 11	GENERAL FUND       2017-18       2018-19         All Other       \$100,000       \$100,000		
12	GENERAL FUND TOTAL \$100,000 \$100,000		
13	Purchased Social Services 0228		
14 15			
16			
17 18	GENERAL FUND       2017-18       2018-19         All Other       \$20,000       \$20,000		
19 20	GENERAL FUND TOTAL \$20,000 \$20,000		
21	Purchased Social Services 0228		
22 23 24 25	batterers' intervention program facilitators who are providing testimony and information required by the court regarding offender participation in certified batterers' intervention		
26			
27 28 29	GENERAL FUND         2017-18         2018-19           All Other         \$5,000         \$5,000		
30	GENERAL FUND TOTAL \$5,000 \$5,000		
31	Purchased Social Services 0228		
32 33 34	Initiative: Provides funds for the Maine Coalition to End Domestic Violence for the administrative expenses associated with additional funding for certified batterers' intervention program expenses.		

35

1	GENERAL FUND	2017-18	2018-19
2	All Other	\$25,000	\$25,000
3			
4	GENERAL FUND TOTAL	\$25,000	\$25,000
5			
6	HEALTH AND HUMAN SERVICES,		
7	DEPARTMENT OF (FORMERLY DHS)		
8	DEPARTMENT TOTALS	2017-18	2018-19
9			
10	GENERAL FUND	\$150,000	\$150,000
11			
12	DEPARTMENT TOTAL - ALL FUNDS	\$150,000	\$150,000
13	SUMMARY		
13	SUMMARI		
14	This bill provides funding for the Maine Coaliti	on to End Domestic	Violence to
15	support certified batterers' intervention programs for		
16	programs, transportation costs and administrative expen		, ,

1			L.D.	525
2	Date:	(Filing 1	No. H-	)
3	CRIMINAL JUSTICE AND P	UBLIC SAFETY		
4	Reproduced and distributed under the direction o	f the Clerk of the House	) <u>.</u>	
5	STATE OF MAI	NE		
6	HOUSE OF REPRESEN			
7	128TH LEGISLAT			
8				
9 10 11	COMMITTEE AMENDMENT " " to H.P. Enhance Maine's Response to Domestic Violence"  Amend the bill by striking out all of section 1 and			То
12	Sec. 1. Appropriations and allocations.			d
13	allocations are made.	The following approp	manons a	anu
14	CORRECTIONS, DEPARTMENT OF			
15	Office of Victim Services 0046			
16 17	Initiative: Provides funds for partial reimbursement programs for indigent participant fees.	of certified batterers'	intervent	ion
18	GENERAL FUND	2017-18	2018-	.19
19	All Other	\$100,000	\$100,0	
20 21	GENERAL FUND TOTAL	\$100,000	\$100,0	000
22	Office of Victim Services 0046			
23 24	Initiative: Provides funds for training programs to sus certified batterers' intervention programs.	stain and expand the acc	cessibility	of
25	GENERAL FUND	2017-18	2018-	
26 27	All Other	\$20,000	\$20,0	00
28	GENERAL FUND TOTAL	\$20,000	\$20,0	00
29	Office of Victim Services 0046			

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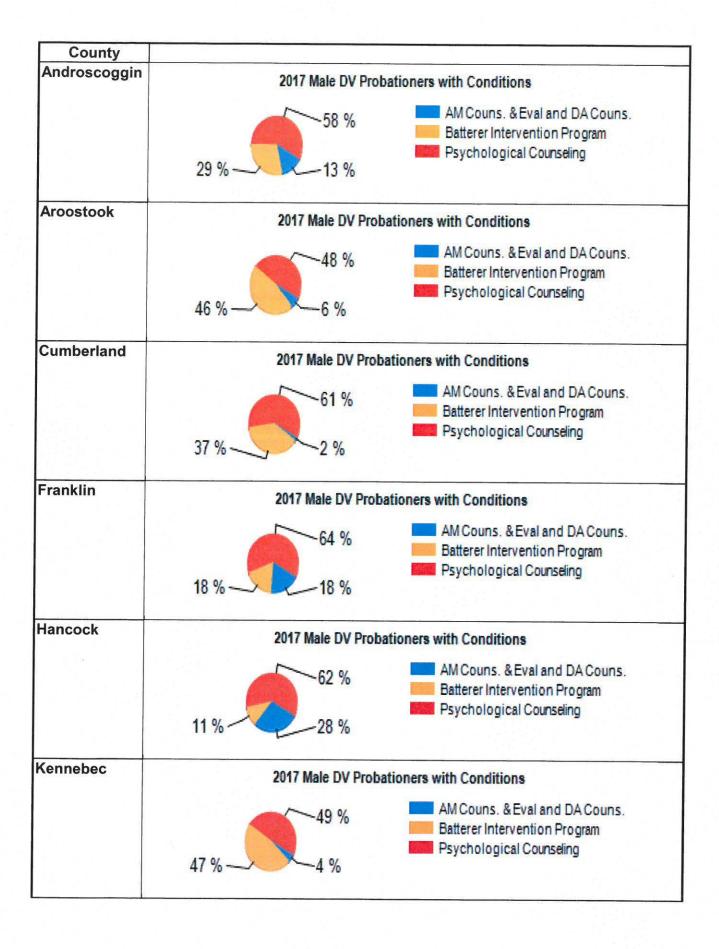
1 2 3 4	Initiative: Provides funds for partial reimbursement of batterers' intervention program facilitators who are prov- required by the court regarding offender participation in programs as a condition of release.	iding testimony and	information
5	GENERAL FUND All Other	<b>2017-18</b> \$5,000	<b>2018-19</b> \$5,000
7 8	GENERAL FUND TOTAL	\$5,000	\$5,000
9	Office of Victim Services 0046		
10 11 12	Initiative: Provides funds for the Maine Coalition to I administrative expenses associated with additional f intervention program expenses.	End Domestic Viole unding for certified	ence for the ed batterers'
13 14 15	GENERAL FUND All Other	<b>2017-18</b> \$25,000	<b>2018-19</b> \$25,000
16	GENERAL FUND TOTAL	\$25,000	\$25,000
17 18 19 20 21	CORRECTIONS, DEPARTMENT OF DEPARTMENT TOTALS  GENERAL FUND	2017-18 \$150,000	2018-19 \$150,000
22 23	DEPARTMENT TOTAL - ALL FUNDS	\$150,000	\$150,000
24	SUMMARY		
25 26 27 28	This amendment, which is the majority report of the committee, replaces the bill and adds an appropriations and allocations section to provide funding to the Department of Corrections, instead of the Department of Health and Human Services, for batterers' intervention programs.		
29	FISCAL NOTE REQUIR	RED	
30	(See attached)		

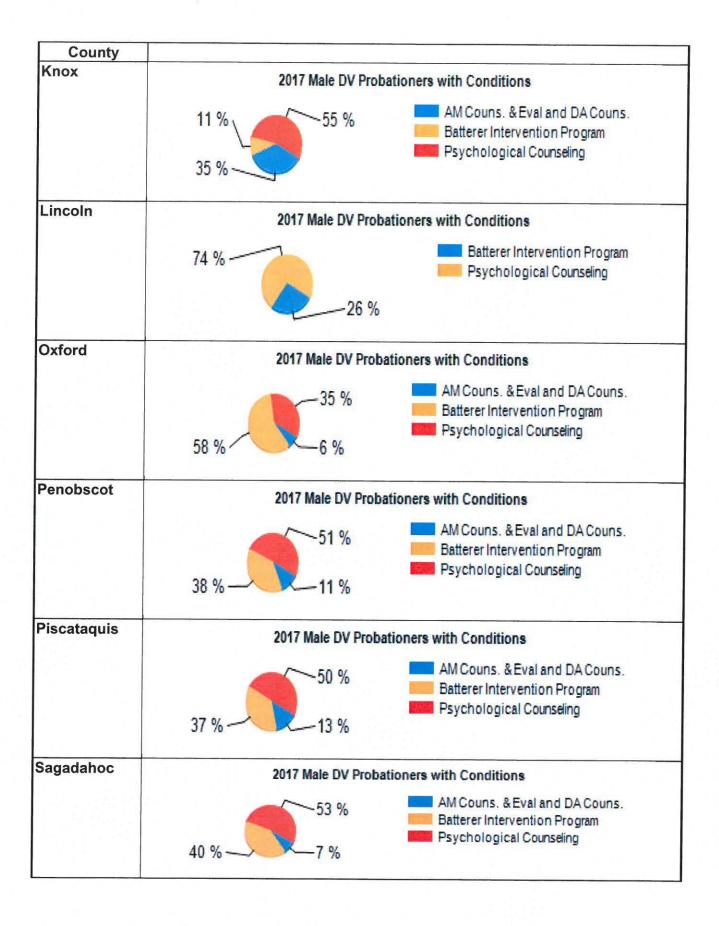
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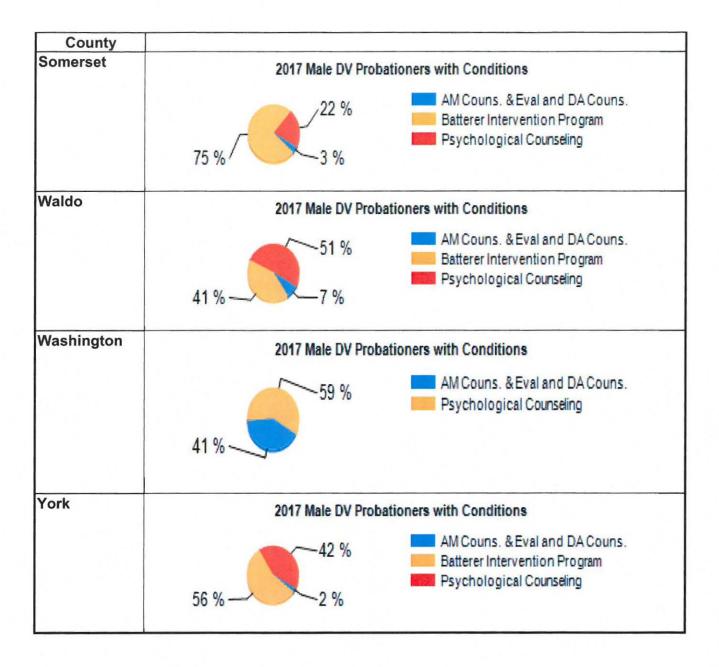
## **COMMITTEE AMENDMENT**

# ATTACHMENT F

County	Condition	Count	Percen
Androscoggin		25	139
	Batterer Intervention Program	54	299
	Psychological Counseling	110	589
	Total	189	
Aroostook	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	4	69
	Batterer Intervention Program	31	469
	Psychological Counseling	32	48%
	Total	67	
Cumberland	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	3	2%
	Batterer Intervention Program	59	37%
	Psychological Counseling	96	61%
	Total	158	- 017
Franklin	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	5	18%
	Batterer Intervention Program	5	18%
	Psychological Counseling	18	64%
	Total		64%
Hancock	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	28	200/
Halloock		13	28%
	Batterer Intervention Program  Psychological Counseling	5	11%
	Psychological Counseling	29	62%
	Total	47	
Kennebec	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	6	4%
	Batterer Intervention Program	69	47%
	Psychological Counseling	71	49%
	Total	146	
Knox	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	33	35%
	Batterer Intervention Program	10	11%
	Psychological Counseling	52	55%
	Total	95	
Lincoln	Batterer Intervention Program	9	26%
	Psychological Counseling	25	74%
	Total	34	
Oxford	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	2	6%
	Batterer Intervention Program	18	58%
	Psychological Counseling	11	35%
	Total	31	
Penobscot	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	15	11%
	Batterer Intervention Program	54	38%
	Psychological Counseling	72	51%
Comme	Total	141	
Piscataquis	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	4	13%
	Batterer Intervention Program	11	37%
	Psychological Counseling	15	50%
	Total	30	30 %
	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	4	7%
	Batterer Intervention Program		
	Psychological Counseling	23	40%
	Total	30	53%
		57	
	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	2	3%
	Batterer Intervention Program	44	75%
	Psychological Counseling	13	22%
	Total	59	V- 1/2
	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	3	7%
1	Batterer Intervention Program	17	41%
-	Psychological Counseling	21	51%
	Total	41	
Vashington	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	15	41%
1	Psychological Counseling	22	59%
	Total	37	***************************************
ork /	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	4	2%
	Batterer Intervention Program	106	56%
	Psychological Counseling	80	42%
1	Total	190	0.7285

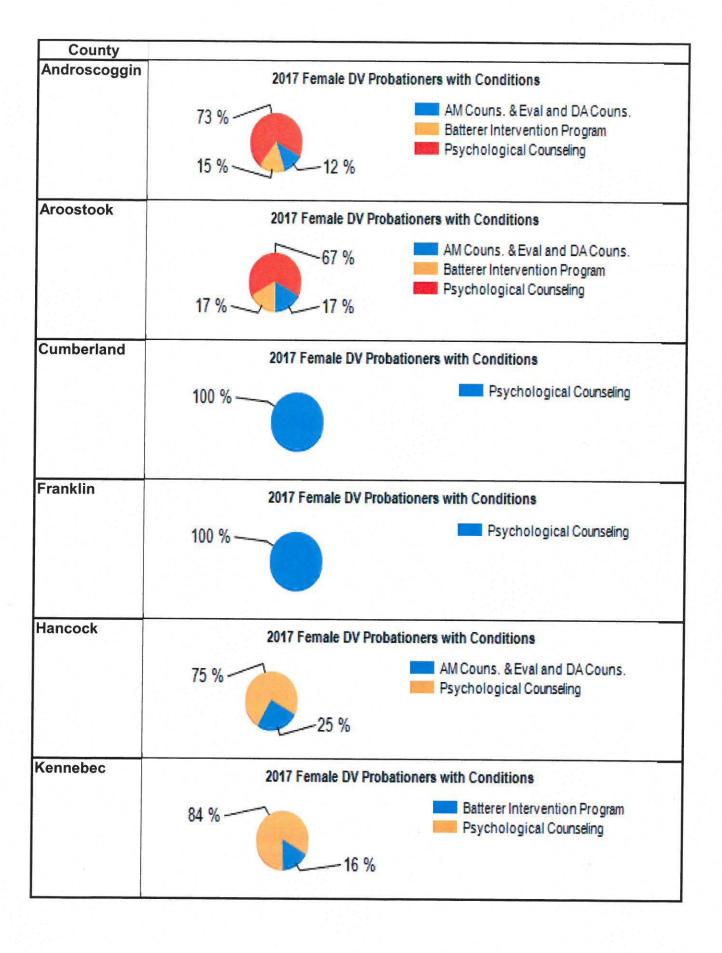


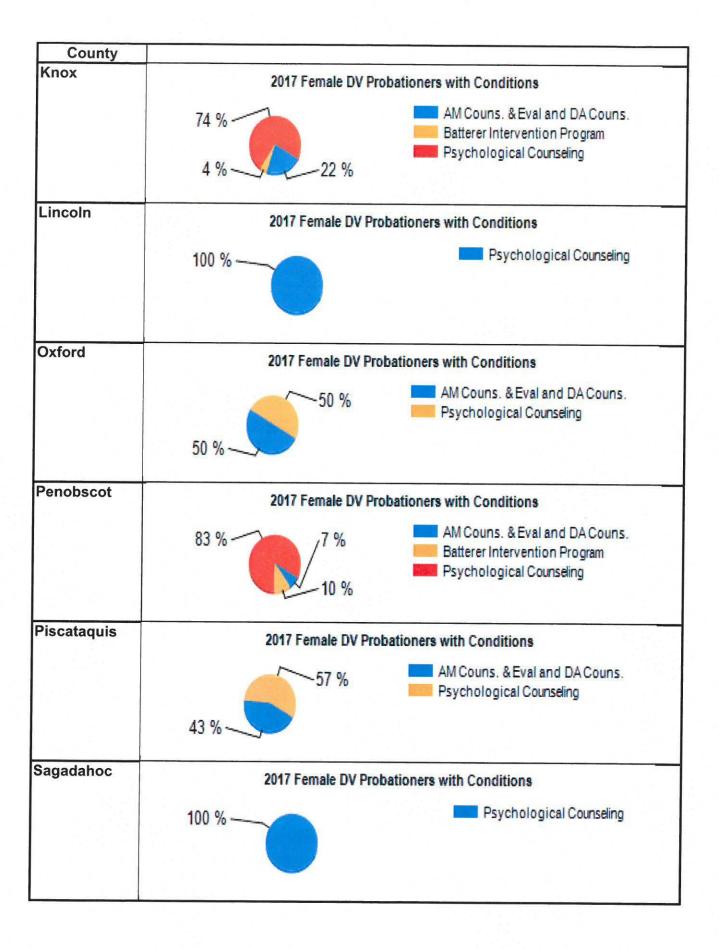




# ATTACHMENT G

County	Condition	Count	Percen
	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	3	129
	Batterer Intervention Program	4	15%
	Psychological Counseling	19	73%
	Total	26	
Aroostook	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	1	17%
	Batterer Intervention Program	1	17%
	Psychological Counseling	4	67%
	Total	6	3401.330
Cumberland	Psychological Counseling	31	100%
	Total	31	
Franklin	Psychological Counseling	1	100%
	Total	1	
Hancock	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	2	25%
	Psychological Counseling	6	75%
	Total	8	
Kennebec	Batterer Intervention Program	4	16%
	Psychological Counseling	21	84%
	Total	25	
Knox	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	5	22%
	Batterer Intervention Program	1	4%
	Psychological Counseling	17	74%
	Total	23	7 170
Lincoln	Psychological Counseling	7	100%
	Total	7	10070
Oxford	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	2	50%
	Psychological Counseling	2	50%
	Total	4	0070
Penobscot	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	2	7%
	Batterer Intervention Program	3	10%
	Psychological Counseling	25	83%
	Total	30	0070
Piscataquis	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	3	43%
	Psychological Counseling	4	57%
	Total	7	51 76
	Psychological Counseling	4	100%
68	Total	4	100%
200-000	Batterer Intervention Program	3	43%
	Psychological Counseling	4	57%
	Total	7	31 70
	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	1	25%
1	Psychological Counseling	3	75%
1	Total	4	1370
	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	1	33%
	Psychological Counseling	2	67%
1	Total		07%
	Anger Management Counseling & Evaluation and Domestic Abuse Counseling	3	400/
	Batterer Intervention Program	3	16%
	Psychological Counseling	1	5%
	o Jono ogical Courselling	15	79%





County			
Somerset	2017 Female DV Probationers with Conditions		
	43 %	% Batterer Intervention Program Psychological Counseling	
Waldo	2017 Female DV	Probationers with Conditions	
	75 %25 %	AM Couns. & Eval and DA Couns.  Psychological Counseling	
Washington	2017 Female DV	Probationers with Conditions	
	33 %	AM Couns. & Eval and DA Couns.  Psychological Counseling	
York	2017 Female DV	Probationers with Conditions	
	79 % 5 % 16 %	AM Couns. & Eval and DA Couns.  Batterer Intervention Program  Psychological Counseling	