

MAINE STATE LEGISLATURE

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STATE OF MAINE
113TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
HUMAN RESOURCES

MAY 1988

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**ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST & SECOND SPECIAL SESSIONS
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1988**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are indicated as follows::

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Secretaries: Charlene Brann, Janet Jean, Earl Knox, Valarie Parlin; Research Assistant Hartley Palleschi. Finally, Secretary Laurette Knox, Legal Assistant Carolyn Chick, and Research Assistant Robert Dunn had special responsibilities in the preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

SPONSOR(S)

GILL
STROUT B
GAUVREAU
MELENDY

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

S-384

SUMMARY

Under present law, a juvenile is not eligible for attendant care unless he or she is at the stage of merely being alleged to have committed a juvenile crime. Present law excludes many juveniles who are adjudicated as having committed a juvenile crime but who are behaviorally suitable for attendant care services and who are in a transitional status making such services appropriate. The Committee heard testimony that this results in the frustration of the intent of the original attendant care legislation, which was aimed at reducing jail detentions and assuring placement of juveniles in the least restrictive setting appropriate.

This bill makes juveniles eligible for attendant care services under the following circumstances:

1. Alleged to have violated probation;
2. Alleged to have violated entrustment from the Maine Youth Center;
3. Failed to have appeared in court;
4. Being held for transportation;
5. Being held pending psychological evaluation;
6. Absent from the Maine Youth Center to testify in court;
7. Being held for processing under the Interstate Compact; or

8. Any other situation involving a juvenile in a transitional status for whom attendant care is an appropriate interim measure.

In addition, this bill makes clear that juveniles may be referred for placement into attendant care by both law enforcement officers and juvenile caseworkers, with the juveniles' consent, in situations where attendant care is appropriate but the juveniles do not meet criteria for detention. The meeting of such criteria is arguably a prerequisite under the present law for referral into attendant care.

The amendment (S-384) adds the attendant care provisions to the juvenile code chapter dealing with adjudicated juveniles. This section was inadvertently omitted from the original bill.