

03 Department of Corrections

03-201 Department of Corrections

2024-078: Chapter 10, Policy and Procedures Manual – Adult

Statutory Authority: 34-A M.R.S. § 3036-A

Type: Routine Technical

Emergency?: No

Fiscal impact: None

Principal purpose: *The Maine Department of Corrections amended Ch. 10, Supervised Community Confinement. The primary reason this rule is amended is to address a statutory change that makes a resident eligible for the supervised community confinement program (SCCP) if they have a worsening prognosis that is likely to result in a terminal or severely incapacitating medical condition. Other amendments clarify reasons for denying approval to SCCP as they relate to victim safety; add a requirement of notifying a domestic violence resource center if a resident who is in custody for a domestic violence crime is approved for transfer to SCCP; clarify that a client on SCCP is not allowed to travel out of state without the written permission of their probation officer; clarify that a client may be removed from SCCP without notifying the Director of Adult Community Corrections if a probation supervisor thinks it is necessary; and make other clarifications.*

Basis Statement: *The Maine Department of Corrections amended Ch. 10, Supervised Community Confinement. The primary reason this rule is amended is to address a statutory change that makes a resident eligible for the supervised community confinement program (SCCP) if they have a worsening prognosis that is likely to result in a terminal or severely incapacitating medical condition. Other amendments clarify reasons for denying approval to SCCP as they relate to victim safety; add a requirement of notifying a domestic violence resource center if a resident who is in custody for a domestic violence crime is approved for transfer to SCCP; clarify that a client on SCCP is not allowed to travel out of state without the written permission of their probation officer; clarify that a client may be removed from SCCP without notifying the Director of Adult Community Corrections if a probation supervisor thinks it is necessary; and make other clarifications.*

03-201 Department of Corrections

2024-149: Chapter 10, Policy and Procedures Manual - Adult

Statutory Authority:	Formerly 34-A M.R.S. § 1205
Type:	Routine Technical
Emergency?:	No
Fiscal Impact:	None
Principal purpose:	<i>This rule was repealed because the statutory authority for the rule (Title 34-A, Section 1205) has been repealed and the rule is therefore moot.</i>
Basis Statement:	<i>Rule Ch. 10, Sec. 2.15: Agreements with Community Agencies - Fiscal Management was repealed because the statutory authority for the rule (Title 34-A, Section 1205) has been repealed and the rule is therefore moot.</i>

03-201 Department of Corrections

2024-159: Ch. 10, Policy and Procedures Manual - Adult

Statutory Authority:	34-A MRSA Section 1402(5)
Type:	Routine Technical
Emergency?:	No
Fiscal Impact:	None
Principal purpose:	<i>This rule was repealed because the Department has adopted two comprehensive grievance rules pursuant to 34-A MRSA Section 1402(5), which allow grievances on this subject. These rules, Ch. 10, Subsections 29.1, Adult Resident Grievance Process, General and 29.2, Adult Resident Grievance Process, Health Care, are sufficient for addressing grievances covered in the rule that has been repealed.</i>
Basis Statement:	<i>This rule was repealed because the Department has adopted two comprehensive grievance rules pursuant to 34-A MRSA Section 1402(5), which allow grievances on this subject. These rules, Ch. 10, Subsections 29.1, Adult Resident Grievance Process, General and 29.2, Adult Resident Grievance Process, Health Care, are sufficient for addressing grievances covered in the rule that has been repealed.</i>

03-201 Department of Corrections

2024-217: Chapter 15, Domestic Violence Intervention Program Certification (formerly Batterer Intervention Program Certification)

Statutory Authority:	19-A M.R.S.A. §4116
Type:	Routine Technical
Emergency?:	No
Fiscal Impact:	None
Principal purpose:	<i>This rule is being proposed to be repealed and replaced in order to reflect the statutory name change from “batterer intervention program” to “domestic violence intervention program” and to otherwise clarify and update its provisions.</i>
Basis Statement:	<i>The primary reason this rule is repealed and replaced is to reflect the statutory name change from “batterer intervention program” to “domestic violence intervention program” and to otherwise clarify and update its provisions.</i>