



# 131st MAINE LEGISLATURE

## SECOND REGULAR SESSION-2024

---

Legislative Document

No. 2171

---

S.P. 923

In Senate, January 18, 2024

---

### **An Act Establishing Concurrent Jurisdiction with the Federal Courts in Certain Juvenile Matters**

---

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator STEWART of Aroostook.

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

2 **Sec. 1. 1 MRSA §11** is amended to read:

3 **§11. State processes executed in places ceded**

4 Civil, criminal, juvenile and military processes, lawfully issued by an officer of the  
5 State, may be executed in places ceded to the United States, over which a concurrent  
6 jurisdiction has been reserved for such purpose.

7 **Sec. 2. 15 MRSA §3101, sub-§2, ¶F** is enacted to read:

8 F. The jurisdiction of the Juvenile Court is concurrent with that of a federal court  
9 sitting in the State over proceedings involving an alleged violation of federal law  
10 committed by a juvenile on a military installation of the United States Department of  
11 Defense if:

12 (1) The United States Attorney for the District of Maine or the federal court waives  
13 exclusive jurisdiction; and

14 (2) The violation of federal law is also a crime, juvenile crime or infraction under  
15 the laws of the State.

16 **Sec. 3. 17-A MRSA §10-A, sub-§3** is enacted to read:

17 3. When concurrent jurisdiction has been established pursuant to Title 15, section  
18 3101, subsection 2, paragraph F, the court has exclusive original jurisdiction over a case  
19 involving a juvenile who is alleged to have committed a crime, juvenile crime or infraction  
20 as the result of an act committed within the boundaries of a military installation that is a  
21 crime, juvenile crime or infraction under the laws of the State.

22 **SUMMARY**

23 This bill provides that the jurisdiction of the Juvenile Court is concurrent with that of  
24 a federal court sitting in the State over proceedings involving a violation of federal law  
25 committed by a juvenile on a military installation of the United States Department of  
26 Defense if the United States Attorney for the District of Maine or the federal court waives  
27 exclusive jurisdiction and the violation of federal law is also a crime, juvenile crime or  
28 infraction under state law. It also provides that when concurrent jurisdiction has been  
29 established, the state court has exclusive original jurisdiction over a case involving a  
30 juvenile who is alleged to have committed a crime, juvenile crime or infraction as the result  
31 of an act committed within the boundaries of a military installation that is a crime, juvenile  
32 crime or infraction under state law.