

JAN 25 1995



OFFICE OF
THE GOVERNOR

NO. 10 FY 91/92
DATE September 19, 1991

AN ORDER AMENDING EXECUTIVE ORDER 9 FY 90/91
REVISING THE MAINE JUSTICE ASSISTANCE COUNCIL

WHEREAS, the Justice Assistance Act of 1984 created the Justice Assistance Grant program and called for the statewide coordination of criminal justice improvement projects by public officials within each state; and

WHEREAS, the Anti-Drug Abuse Act of 1986 created the Local and State Narcotics Assistance Program to implement narcotics enforcement grant programs to states; and

WHEREAS, the Anti-Drug Abuse Act of 1988 created the Drug Control and System Improvement Formula Grant Program and requires that a statewide strategy to improve the functioning of the criminal justice system, with emphasis on drug trafficking, violent offenders, and serious crime, be developed; and

WHEREAS, each state is encouraged to establish a broad-based policy board to serve as a forum for communication and a structure for coordination in the development of the statewide strategy.

NOW, THEREFORE, I, John R. McKernan, Jr., Governor of the State of Maine, do hereby revise and consolidate the responsibilities of the Maine Justice Assistance Council concerning the Justice Assistance Act of 1984, the Anti-Drug Abuse Act of 1986, and the Anti-Drug Abuse Act of 1988.

PURPOSE

The Maine Justice Assistance Council shall operate as the broad-based policy board recommended to fulfill responsibilities pursuant to the Justice Assistance Act of 1984, the State and Local Narcotics Assistance Program of the Anti-Drug Abuse Act of 1986, and the Drug Control and System Improvement Program of the Anti-Drug Abuse Act of 1988.

Membership

Members of the Council shall include: The Commissioner of Public Safety or his designee; the Commissioner of Corrections or his designee; a member of the Department of Corrections designated by the Commissioner; the Chief Justice of the Supreme Court or his designee; the Attorney General or his designee; the Director of the Maine Criminal Justice Academy; the Director of the Division of Probation and Parole; and the L.E.C.C. coordinator, U.S. Attorney's Office, District of Maine.

In addition, the Governor shall appoint the following members to the Council; one sheriff; two police chiefs; a district attorney; and a representative of a state law enforcement agency.

Terms of Membership

Members of the Council requiring appointment shall be appointed by the Governor for terms of three years or until a successor is appointed and shall be eligible for reappointment at the discretion of the Governor.

Officers

The Chair of the Council shall be appointed by the Governor for a term of three years or until a successor is appointed and shall be eligible for reappointment at the discretion of the Governor.

Functions and Duties

The Council shall be responsible for:

1. Establishing policies and priorities in regard to the Justice Assistance Act, the State and Local Narcotics Assistance Program established by the Anti-Drug Abuse Act of 1986, and the Drug Control and System Improvement Program established by the Anti-Drug Abuse Act of 1988. With respect to Narcotics Enforcement matters, the Council shall provide full opportunity for the Intergovernmental Drug Enforcement Policy Board to present recommendations for funding priorities.
2. Issuing requests for proposals and other appropriate information pertaining to the Justice Assistance Act, and the Anti-Drug Abuse Acts of 1986 and 1988.
3. Receiving funding applications and making funding recommendations; and
4. Responding to other requirements as necessary and appropriate.

The Department of Public Safety is designated as the State Office responsible for:

1. Preparing applications to obtain funds, to include a statewide strategy to improve the functioning of the criminal justice system;

2. Administering funds received from the Bureau of Justice Assistance, including receipt, review technical assistance, grant adjustments, accounting, auditing, and fund disbursements;
3. Providing for the fulfillment of any other necessary requirements pursuant to the Justice Assistant Act and the Anti-Drug Abuse Acts of 1986 and 1988; and
4. Coordinating the distribution of funds provided under the Anti-Drug Abuse Acts of 1986 and 1988 with state agencies receiving Federal Funds for drug abuse education, prevention, treatment, and research activities and programs.

When the Department of Public Safety awards a subgrant to an agency of State government, the Department shall notify the Legislative Finance and Program Review Office pursuant to 5 M.R.S.A. Sec. 3354. (*repealed*)

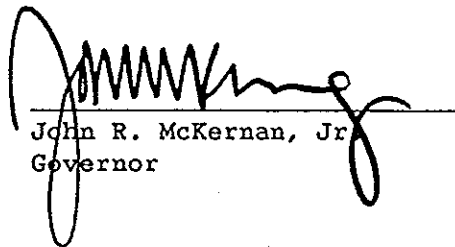
Meetings

The Commission shall meet at the call of the Chair.

Compensation

Members of the Justice Assistance Council shall serve with expense only. Such expense may be paid from funds available under this federal block grant directly or through an employee of the state office responsible for the administration of this grant and approved by the Commissioner of Public Safety.

This Order supercedes Executive Order 9 FY 90/91 and applies retroactively to November 21, 1990. The effective date of this Order is September 19, 1991.



John R. McKernan, Jr.
Governor