

§1220. Mental health services to persons on probation

The department shall designate at least one individual within each of the 7 areas described in section 3608, subsection 1-A to act as liaison to the District Courts and Superior Courts of the State and to the Department of Corrections in its administration of probation and parole services. [PL 2013, c. 133, §34 (AMD).]

1. Duties of liaison. A liaison has the following duties:

A. To provide reports in a timely fashion on behalf of the department in response to any requests made by a court pursuant to Title 17-A, section 1807, subsection 5 and to undertake or cause to be undertaken such inquiries or evaluations as are necessary to complete the reports; [PL 2019, c. 113, Pt. C, §109 (AMD).]

B. To obtain evaluations as may be required by this section from a person who is one of the following:

- (1) A licensed psychiatrist;
- (2) A licensed psychologist;
- (3) A nurse certified by a national association of nurses as a psychiatric and mental health nurse or as a clinical specialist in adult psychiatric and mental health nursing;
- (4) A social worker licensed as a licensed clinical social worker or a licensed master social worker; or
- (5) A licensed clinical professional counselor; and [PL 1997, c. 422, §3 (NEW).]

C. To receive any notice of imposition of a condition of probation given pursuant to Title 17-A, section 1807, subsection 5 and to assess or to obtain an assessment of the appropriateness and availability of the mental health services necessary for an individual to meet the conditions of probation imposed. [PL 2019, c. 113, Pt. C, §110 (AMD).]

[PL 2019, c. 113, Pt. C, §§109, 110 (AMD).]

2. Mental health services inappropriate or unavailable. If, after completion of a report as required by subsection 1, paragraph A, the evaluator or the liaison is of the opinion, based upon professional judgment, that the mental health services necessary for an individual to meet the conditions of probation are inappropriate given the individual's clinical condition or that the mental health services are unavailable, then the liaison shall notify the court, the probation officer, the individual on probation and the individual's attorney, if known, that the mental health services are inappropriate or unavailable. [RR 2013, c. 2, §43 (COR).]

3. Mental health services appropriate and available. If, after completion of a report as required by subsection 1, paragraph A, the evaluator or the liaison is of the opinion, based upon professional judgment, that the mental health services necessary for an individual to meet the conditions of probation are appropriate given the individual's clinical condition and the evaluator or the liaison knows that the services are available, then the liaison shall assist the individual in obtaining the appropriate mental health services.

[PL 1997, c. 422, §3 (NEW).]

SECTION HISTORY

RR 1997, c. 1, §27 (COR). PL 1997, c. 422, §3 (NEW). PL 2007, c. 286, §3 (AMD). RR 2013, c. 2, §43 (COR). PL 2013, c. 133, §34 (AMD). PL 2019, c. 113, Pt. C, §§109, 110 (AMD).

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