

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 245

H. P. 200

House of Representatives, January 13, 1981

Referred to the Committee on Legal Affairs. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Curtis of Waldoboro.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT Relating to Eligibility for License under the Private Investigator Law.

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

32 MRSA § 6061, as enacted by PL 1977, c. 508, § 3, is repealed and the following enacted in its place:

§ 6061. Public officials

1. Law enforcement officials. Individuals who derive plenary or special law enforcement powers from the State or any of its political subdivisions, agencies or department, or from any town, city or plantation, are not eligible for a license under this chapter.

2. Employees of governmental units. Employees of the State or any of its political subdivisions, agencies or departments, or of any town, city, plantation or quasi-municipal organization, are not eligible for a license under this chapter.

3. Volunteers. Notwithstanding the provisions of subsection 2, no applicant for a license may be refused a license, nor may any licensee be denied a renewal of a license, on the basis that the individual is a "volunteer" or "call" member of a fire department or an ambulance or rescue service. The issuance or renewal of a license for the individual shall be denied only if compensation arising from that activity exceeds \$2,500 in the preceding calendar year.

STATEMENT OF FACT

The purpose of this bill is twofold. The first is to separate the 2 ideas of law enforcement powers and public employment. The 2nd is to allow those persons who have some degree of skill in the emergency services of fire-fighting and ambulance-rescue duties to be effectively utilized by the various communities within the State without depriving the individual who is also a private investigator of the privilege of serving his fellow citizens. The limitation on the amount which can be paid for those services effectively precludes an individual being employed in any manner other than part time.