

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Fifth Legislature
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§ 1735. Depletion of fund

In the event that payments from the fund should reduce it below \$1,500,000, the board shall recommend to the Legislature that funds be appropriated to restore the fund up to the maximum amount it had previously attained.

§ 1736. Payment of losses

Pursuant to the recommendation of the board, the Commissioner of Finance and Administration shall cause payments from the fund or proceeds of insurance purchased in accordance with this chapter, or both, to be made available for repair or replacement of insured property and payment of loss adjustment expenses.

No payment shall be made from the fund for any loss not exceeding \$250 and the fund shall pay only that portion of any loss in excess of \$250.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 30, 1971

Chapter 240

AN ACT Relating to Installation of Sprinkler Systems in New Hotels.

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

R. S., T. 25, § 2463, amended. The first paragraph of section 2463 of Title 25 of the Revised Statutes, as enacted by chapter 409 of the public laws of 1969, is repealed and the following enacted in place thereof:

All new hotels constructed after the effective date of this Act, of any type construction, other than fire resistive as defined in the current edition of National Fire Protection Association #220, Standard Types of Building Construction, having 2 stories or more above grade level, shall be protected by a complete approved automatic sprinkler system.

Effective September 23, 1971

Chapter 241

AN ACT Relating to the Maine Law Enforcement and Criminal Justice Academy.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, law enforcement training is essential for all municipal, county and state law enforcement agencies ; and

Whereas, the Maine Police Academy law must be amended in order to carry out comprehensive law enforcement training for criminal justice agencies in the State so that the Board of Commissioners of the Maine Police Academy may properly discharge their functions ; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety ; now, therefore,

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

R. S., T. 25, §§ 2801-2804, amended. Sections 2801 to 2804 of Title 25 of the Revised Statutes, as enacted by section 1 of chapter 491 of the public laws of 1969, are amended to read as follows:

§ 2801. The Maine Law Enforcement and Criminal Justice Academy

There is created a ~~police law enforcement and criminal justice~~ training facility to be known as "The Maine ~~Police Law Enforcement and Criminal Justice~~ Academy" which shall be established at some convenient and suitable place in the Augusta area as the Board of Commissioners, hereinafter established, may determine.

§ 2802. Membership

The Maine ~~Police Law Enforcement and Criminal Justice~~ Academy shall be under the direct control and supervision of a Board of Commissioners consisting of ~~7~~ 10 members as follows: The Attorney General, the Chief of the Maine State Police, ex officio, and the following to be appointed by the Governor with the advice and consent of the Council: A ~~county attorney~~ a sheriff ~~and~~, 3 other persons who shall be officers of municipal police departments, an educator, a representative from a criminal justice agency not involved in the general enforcement of Maine criminal laws, a representative of a federal law enforcement agency and a municipal public official.

The members of the board shall serve for a term of 3 years unless they are serving ex officio, in which event they shall serve until their term expires and their successors are duly appointed and qualified. Members of the board shall serve without compensation, except that they shall be reimbursed for their actual expenses incurred in the performance of their duties. Any vacancy on the Board of Commissioners shall be filled in the same manner as the original appointment, but for the unexpired term.

§ 2803. Duties

The duties of the Board of Commissioners shall be to implement the establishment of The Maine ~~Police Law Enforcement and Criminal Justice~~ Academy in order to provide a facility for the training and education of municipal police officers and other law enforcement ~~officers~~ and criminal justice personnel ; to supervise its operation and its training programs ; the right to employ

all personnel which may reasonably be required to carry out the purposes of this chapter; the right to lease, rent or acquire adequate facilities to house The Maine ~~Police Law Enforcement and Criminal Justice~~ Academy and to conduct proper and adequate training programs; to provide and conduct training programs both at a basic level and at an advanced training level for such periods of time during each calendar year as the Board of Commissioners may determine, but it shall conduct at least 3 basic and 3 advanced training courses during each calendar year; to accept such ~~federal~~ funds or grants from public or private sources as may be available to carry out or implement its purposes; to establish reasonable fees for attendance to defray part of the cost; and to make its training program available to all law enforcement agencies for personnel.

The Board of Commissioners may appoint and employ an individual, subject to the terms of the Personnel Law, to act as director or administrator of the academy to plan, direct and supervise the day-to-day operation of the police training facility and he shall be charged with the responsibilities of carrying out the policy and procedures as established by the Board of Commissioners for the purposes of this chapter.

~~The Board of Commissioners shall employ, subject to the terms of the Personnel Law, full time personnel who are trained as experienced law enforcement officers. They shall be classified in rank or position to comparable positions within the Maine State Police. All full-time personnel employed by the Board of Commissioners shall be employed subject to the Personnel Law.~~

§ 2804. Meetings

The Board of Commissioners shall meet at such time or times as may be reasonably necessary to carry out their duties, but it shall meet at least once in each calendar quarter at such place and time as the board shall determine and it shall meet at the call of the chairman. The board shall organize annually by electing a chairman, vice-chairman ~~and a~~, secretary and a treasurer from among its members.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 30, 1971

Chapter 242

AN ACT Relating to the Wearing of Fluorescent Clothing When Hunting in the Southern Zone for Two Years.

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

R. S., T. 12, § 2468, amended. Section 2468 of Title 12 of the Revised Statutes, as enacted by chapter 405 of the public laws of 1967 and repealed and replaced by chapter 226 of the public laws of 1969, is amended to read as follows: