

MAINE STATE LEGISLATURE

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Regulation of Private Detectives (P.L. 1971, Ch. 582)

The following is an answer to the questions propounded by Pinkerton's Inc. concerning the new laws regulating private detectives. They are numbered to correspond with those contained in Pinkerton's list.

1. In § 3807, "resident" refers to a person domiciled within the State.

2. The word "resident" as used in the phrase "resident manager, superintendent or official representative" qualifies each of the words "manager", "superintendent", and "official representative." These terms refer to the individual in charge of a corporation, provided he is domiciled within the State.

3. Yes.

4. A resident corporation is one organized and existing under the laws of the State of Maine.

A nonresident corporation is one organized and existing under the laws of another state or country.

5. Yes.

6. No. (See § 3804, paragraphs 1 and 2)

7. § 3808 paragraph 1 and § 3804 paragraph 2 are not in conflict. Both prohibit a licensee from employing another person to act as a private detective or engage in the private detective business unless that person so employed has a license as provided in § 3806.

8. § 3805 second sentence, and § 3805 third sentence both apply to corporations

9. No.

NOT A FORMAL OPINION

10. No. (See § 3807, sub-§ 2, paragraph 2)
11. Section 3808, paragraph 1, applies to corporations
12. See answer 7. Both apply to corporate licensees.

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NOT A FORMAL OPINION