

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 701

H. P. 530

House of Representatives, February 6, 1969

Referred to Committee on State Government. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Henley of Norway.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT to Place Full-time Deputy Sheriffs Under the Personnel Law.

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

Sec. 1. R. S., T. 5, § 67I, amended. The first paragraph of section 67I of Title 5 of the Revised Statutes is amended by adding at the end, a new sentence, as follows:

The classified service shall include full-time deputy sheriffs appointed and employed under Title 30, section 958.

Sec. 2. R. S., T. 30, § 95I, amended. Section 95I of Title 30 of the Revised Statutes, as amended by chapter 379 of the public laws of 1965, is further amended to read as follows:

§ 95I. Deputies; list; uniforms

Every sheriff, elected or appointed, may appoint **part-time** deputies for whose official misconduct and neglect he is answerable. Their appointment and discharge shall be in writing, signed by him, and recorded in the office of the clerk of courts in his county and are not valid until so lodged and recorded, except by operation of law or by vacancy in the office of sheriff. He shall furnish to the clerk of courts in each county the names of the deputies by him appointed from time to time, with the residence and post-office address of each. He shall require any of said deputies, while engaged in the enforcement of Title 29, section 212I, to wear a uniform sufficient to identify themselves as officers of the law. ~~Upon approval of the county commissioners, uniforms for full time deputies required by this section shall be furnished by the county. The number of uniforms to be furnished the sheriff and all full time deputies in each county shall be as follows: Androscoggin,~~

11; Aroostook, 6; Cumberland, 18; Franklin, 4; Hancock, 5; Kennebec, 8; Knox, 6; Lincoln, 3; Oxford, 12; Penobscot, 12; Piscataquis, 3; Sagadahoc, 3; Somerset, 4; Waldo, 5; Washington, 4 and York, 9.

Sec. 3. R. S., T. 30, § 954, amended. Section 954 of Title 30 of the Revised Statutes is amended to read as follows:

§ 954. Chief deputy

~~Subject to section 951 the~~ The sheriff in each county shall, as soon as may be after he takes office, appoint a chief deputy from the full-time deputies employed to serve under him, ~~who shall have all the powers and duties of a deputy sheriff and~~ who shall be subject to the direction of the sheriff in the administration of his office.

Sec. 4. R. S., T. 30, § 958, repealed and replaced. Section 958 of Title 30 of the Revised Statutes, as last amended by chapter 276 of the public laws of 1967, is repealed and the following enacted in place thereof:

§ 958. Full-time deputies

Every sheriff, elected or appointed, shall appoint and employ full-time deputy sheriffs, subject to the Personal Law, for whose official misconduct and neglect he is answerable. It shall be one of the duties of said deputies to enforce the criminal laws of their respective counties.

Their appointment and employment shall be in writing, signed by the sheriff, and recorded in the office of the clerk of courts in each county. The sheriff shall furnish to the clerk of courts in each county the names of the deputies by him appointed and employed from time to time, with the residence and post-office address of each.

Upon approval of the county commissioners, uniforms for the sheriff and for full-time deputies required by this section shall be furnished by the county. The number of uniforms to be furnished the sheriff and all full-time deputy sheriffs in each county shall be as follows: Androscoggin, 11; Aroostook, 6; Cumberland, 18; Franklin, 4; Hancock, 5; Kennebec, 8; Knox, 6; Lincoln, 3; Oxford, 12; Penobscot, 12; Piscataquis, 3; Sagadahoc, 3; Somerset, 4; Waldo, 5; Washington, 4; York, 9.

He shall require any of said deputies who are engaged in the enforcement of Title 29, section 2121 to wear a uniform sufficient to identify themselves as officers of the law.

The salaries of said deputies shall be as provided by the Personnel Law and shall be in full compensation for all services and in lieu of all fees, except fees for the service of civil process. All fees and charges of whatever nature, except for service of civil process, which may be payable to any full-time deputy sheriff, shall be payable by them to the county treasurer for the use and benefit of the county.

Sec. 5. Effective date. This Act shall become effective on January 1, 1971.