

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 1374

H. P. 1046

House of Representatives, March 12, 1969

Referred to Committee on State Government. Sent up for concurrence and 1,000 ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Brennan of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Establishing the Law Enforcement Planning and
Assistance Agency.

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

R. S., T. 5, Part 9, additional. Title 5 of the Revised Statutes is amended by adding a new Part 9, to read as follows:

PART 9

LAW ENFORCEMENT PLANNING AND ASSISTANCE

CHAPTER 315

LAW ENFORCEMENT PLANNING AND ASSISTANCE AGENCY

§ 3350. Law Enforcement Planning and Assistance Agency

There is established to carry out the purpose of this chapter a Maine Law Enforcement Planning and Assistance Agency in the Executive Department to carry out programs of planning for more effective law enforcement and for assisting local and state agencies in improving law enforcement in the State. The agency is to have those powers necessary to be designated as the "State Planning Agency" within the meaning of Title 1 of Public Law 90-351, the "Omnibus Crime Control and Safe Streets Act of 1968," and Public Law 90-445, the "Juvenile Delinquency Prevention and Control Act of 1968."

§ 3351. Directors

The agency shall have no less than 12 nor more than 30 members appointed by the Governor including, ex officio, the Attorney General, the Chief of the

Maine State Police, the Director of the Bureau of Corrections of the Department of Mental Health and Corrections, the State Planning Director and the Chairman of the Joint Legislative Judiciary Committee.

The remaining members shall include representatives of units of local government, including elected officials, appointed executives, and law enforcement officers; sheriffs; representatives of groups dealing with juvenile delinquency; representatives of the community generally.

Agency membership shall reflect, to the degree possible, a reasonable geographical and urban-rural balance.

Directors shall serve a term of 2 years, but of those first appointed, $\frac{1}{2}$ shall be for a term of one year and $\frac{1}{2}$ for a term of 2 years.

Directors shall be ineligible to succeed themselves more than once.

Directors shall receive their actual expenses incurred in the performance of their official duties.

§ 3352. Meetings

Directors shall meet at the call of the Governor, the chairman, the executive director or upon petition of any 6 members.

§ 3353. Executive director, staff

The directors shall employ a full-time executive director who shall employ such additional staff as necessary with the approval of the directors. The professional staff shall be unclassified. Clerical staff shall be employed subject to the Personnel Law.

§ 3360. Grants to local agencies

The agency shall be authorized to make grants for planning local law enforcement improvements and grants for improving law enforcement consistent with the intent of Public Law 90-351.

§ 3361. Acceptance of funds

Funds from the Federal Government or from any individual, foundation or corporation may be accepted by the Law Enforcement Planning and Assistance Agency and expended for purposes consistent with this chapter.

STATEMENT OF FACTS

The Maine Law Enforcement Planning and Assistance Agency was established by Executive Order 5-69, in order to allow the state to participate in the federal assistance programs established by "The Omnibus Crime Control Act and Safe Streets Act of 1968," (Public Law 90-351) and "The Juvenile Delinquency Prevention and Control Act of 1968," (Public Law 90-445). The law presented in this LD will permit the state to continue its participation in these assistance programs.

Federal planning funds have already been approved for disbursement to Maine for 1968-69, amounting to \$165,475, and a like or additional amount will be available for 1969-70. These funds are aimed for assistance in preparing the comprehensive law enforcement plan, and they are to be distributed between the state and local units of government on a 60-40 percentage basis.

After preparation of the first year's comprehensive plan, due no later than June 19, 1969, as much as \$119,552 could become available for action grants. In the second year that amount might be increased substantially. Seventy-five per cent of the action money must be made available to local units of government.

The state's share of these programs is \$35,000 in each year of the biennium. These amounts are contained in the Executive Part II budget.

All states and territories are participating in these programs.