

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
105TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A " to S. P. 718, L. D. 1991, Bill,
"AN ACT Implementing the Reorganization of the Department of
Public Safety."

Amend said Bill in section 11 in that part designated
"§ 2802." by striking out in the 3rd line (2nd line in L.D.) the
underlined figure "10" and inserting in place thereof the
underlined figure '11'

Further amend said Bill in section 11 in that part
designated "§ 2802." by striking out in the last line of the
first paragraph (same in L.D.) the underlined words "and a
citizen" and inserting in place thereof the underlined
punctuation and words ', a citizen and a municipal officer'

Further amend said Bill in section 12 in that part designated
"§ 2803." by striking out in the 5th and 6th lines (4th and
5th in L.D.) the underlined punctuation and words "; act as
an advisory board to the Commissioner of Public Safety on academy
matters." and inserting in place thereof the underlined words
'and prescribe the content of the curriculum.'

Further amend said Bill in section 12 in that part designated
"§ 2803." by striking out in the first line of the 2nd paragraph
(same in L.D.) the underlined words "establish and" and by
striking out in the 8th line of the 2nd paragraph (7th line in
L.D.) the underlined words "purposes and" and inserting in
place thereof the underlined words and punctuation 'purposes. The
board of trustees shall'

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Further amend said Bill by inserting after section 13 the following:

'Sec. 13-A. R. S., T. 25, § 2805, repealed and replaced.
Section 2805 of Title 25 of the Revised Statutes, as enacted by chapter 451 of the public laws of 1971, is repealed and the following enacted in place thereof:

§ 2805. Qualifications

1. Basic training. All local full-time law enforcement officers shall be required to successfully complete, during the first year of their employment, a minimum of a 6-week basic training course at the Maine Law Enforcement and Criminal Justice Academy. This section shall not apply to any person employed as a full-time local law enforcement officer on September 23, 1971.

2. Definitions. For the purposes of this section:

A. "Full-time" shall mean employment with the reasonable expectation of earning at least \$2,500 in any one calendar or fiscal year for performing law enforcement duties.

B. "Local law enforcement officers" shall mean all persons empowered by a municipality or county to serve criminal processes and to arrest and prosecute offenders of the law.

3. In-service training. As a condition to the continued employment of any person as a full-time local law enforcement officer by any municipality or county, said person shall be enrolled in an in-service training program conducted by the police

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agency by which he is employed, the Maine Law Enforcement and Criminal Justice Academy or a program approved by the board of trustees.'

Further amend said bill by striking out all of section 26.

Further amend said bill in section 28 in that part designated "§ 1152." by inserting after the underlined word "Safety" in the 2nd line (same in L.D.) the underlined words 'with the advice and consent of the board'

Further amend said Bill in section 32 in that part designated "§ 2352." by inserting after the underlined word "Safety" in the 2nd line (same in L.D.) the underlined words 'with the advice and consent of the board'

Further amend said Bill in section 33 by striking out in the 3rd line (2nd line in L.D.) the word and figures "and 651" and inserting in place thereof the following: ',651, 652, 653, 654 and 655'

Further amend said Bill in section 34 by striking out in the 2nd line (same in L.D.) the word and figures "and 651" and inserting in place thereof the following: ',651, 652 and 653'

Further amend said Bill in section 36 in the 2nd line (same in L.D.) by inserting after the figures and punctuation "2393," the figures and punctuation '2396,'

Further amend said Bill in section 39 by inserting after the period at the end the following: 'Nothing in this section shall be construed to affect the special revenue accounts of any of the boards or commissions.' (*File in M.S. - 348*)

Further amend said Bill by renumbering sections 27 to 39 to be sections 26 to 38.

Further amend said Bill by adding at the end before the Statement of Fact the following:

'Sec. 39. Effective date. The effective date of this Act will be July 1, 1972.'

Statement of Fact

The amendment to section 11 of the bill adds a municipal representative to the board of trustees of the Maine Law Enforcement and Criminal Justice Academy. It also clarifies the relationship of the board of trustees with the Commissioner of Public Safety. Section 26 of the bill is deleted because it is unnecessary. Sections 28 and 32 of the bill are amended so that the Commissioner of Public Safety, with the advice and consent of the Electricians Examining Board and the Oil Burner Men's Licensing Board, will hire the boards' employees. Section 39 of the bill makes it clear that no dedicated revenues are affected by the Legislature. The other amendments are clarifications in the statutes to make the law consistent with the reorganized department.

Reported by the Committee on STATE GOVERNMENT.

Reproduced and distributed pursuant to Senate Rule No. 11A.