

MAINE STATE LEGISLATURE

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(Filing No. H-236)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
108TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 790, L.D. 1014, Bill, "AN ACT Authorizing the Commissioner of Public Safety to Appoint and Commission Railroad Policemen and Providing Regulations Pertaining Thereto."

Amend the Bill by striking out all of that part designated "§1303." and inserting in its place the following:

'§1303. Appointment

The Commissioner of Public Safety shall have the authority to appoint, commission and remove all railroad police officers in the State of Maine. The Commissioner may appoint and commission railroad police officers recommended by the chief police officer of any railroad located wholly or partially within the State. Railroad police officers shall be subject to the existing rules and regulations of the Commissioner. Nothing contained in this Act shall have the effect to relieve any such railroad from any civil liability for acts of a policeman in exercising or attempting to exercise the powers conferred by this Act.'

Further amend the Bill in that part designated "§1305." by striking out all of the 2nd sentence.

Further amend the Bill by striking out everything in that part designated "§1308." and inserting in its place the following:

'§1308. Compensation and training

The railroad to which each railroad police officer is assigned shall be responsible for the compensation and financial cost of training of railroad police officers.'

Statement of Fact

The intent of this amendment is to provide greater control over the powers and actions of railroad police officers. The bill provides wide ranging authority for railroad police officers without providing adequate safeguards to limit these powers. In addition, this bill specifies that all costs of training and compensation of railroad police officers shall be borne by the railroads to which they are assigned.

Reported by the Committee on Transportation.

Reproduced and distributed under the direction of the Clerk of the House.

5/2/77

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