

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-380)  
109TH LEGISLATURE  
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to S.P. 405, L.D. 1276, Bill, "AN ACT  
Concerning Reserve Officer Standards for Professional Law  
Enforcement Personnel."

Amend the bill by striking out everything after the  
enacting clause and inserting in its place the following:

'25 MRSA §2805-A is enacted to read:

§2805-A. Standards for reserve and other part-time law enforce-  
ment officers

1. Purpose. The purpose of this section is to establish  
standards and training programs for reserve and other part-time  
law enforcement officers and to certify these officers.

2. Powers and duties. The Maine Criminal Justice Academy  
shall have the following powers and duties.

A. The academy shall establish standards of admission  
to training for reserve and part-time officers which may  
include, but are not limited to, standards of work experi-  
ence and physical and mental condition. The academy may  
also establish educational standards but shall not establish  
graduation from high school as a standard.

B. The academy shall approve training programs for the  
purpose of qualifying reserve and part-time officers,  
including prescription of curriculum and setting standards  
for graduation from such programs and for certification as a  
reserve or part-time officer. In addition, the academy may

approve other training programs for reserve and part-time officers.

The academy shall certify in writing any person who, subsequent to the effective date of this section, has satisfied the requirements for certification it has established.

The academy may certify in writing without requiring additional training or testing a person who, prior to the effective date of this section, has completed a training program substantially similar to the training requirement established by the academy and who substantially meets all other requirements for certification at the time of his certification.

The academy may certify in writing by requiring additional training or testing only in selected subjects a person who, prior to the effective date of this section, has completed a training program substantially similar to the training requirement established by the academy, except for training in those selected subjects, and substantially meets all other requirements for certification at the time of his certification. An example of such a person would be one who, in addition to meeting other requirements, completed a training course in another state which is substantially similar to the course required by this section, except for instruction of the criminal and traffic law of the other state.

C. The academy may establish fees to be assessed for testing and certification in order to defray part of the costs of operation of this section and may accept grants from governmental and nongovernmental sources for this purpose.

D. The academy shall maintain a roster of all currently certified reserve and part-time officers. The roster shall be available for inspection during regular working the hours by the public at/academy.

3. Standards and training requirements. The standards and training requirements established and approved by the academy shall not be greater than the standards and training requirements required for full-time law enforcement officers employed in the jurisdiction for which a reserve or part-time officer is training to be employed.

The academy may establish different standards and training requirements for a municipality or classes of municipalities and for a county sheriff's department or classes of sheriff's departments. The academy may establish classes of reserve or part-time officers, which reflect attainment of different levels of standards and training, provided that these levels relate to the different requirements of a municipality or classes of municipalities and a county sheriff's department or classes of county sheriff's departments.

4. Prohibition. No person may identify himself as certified a/Maine law enforcement reserve or part-time officer unless he has been → certified by the academy.

Statement of Fact

The purposes of this amendment are to:

1. Require the Maine Criminal Justice Academy to administer this program, rather than a separate new board; and
2. To clarify that "reserve officers" is meant to include part-time officers.

As in the original bill, the program proposed by this amendment is voluntary.