

# MAINE STATE LEGISLATURE

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R. of S.

1 L.D. 2036  
2 (Filing No. S-316 )

3 STATE OF MAINE  
4 SENATE  
5 113TH LEGISLATURE  
6 SECOND REGULAR SESSION

7 COMMITTEE AMENDMENT " A " to S.P. 779, L.D. 2036,  
8 Bill, "AN ACT Concerning the Carrying of Concealed  
9 Firearms by Licensed Private Investigators."

10 Amend the bill by striking out all of section 1  
11 and inserting in its place the following:

12 'Sec. 1. 25 MRSA §2001, sub-§5, as enacted by  
13 PL 1985, c. 478, §2, is repealed and the following  
14 enacted in its place:

15 5. Private investigators. Private investigators  
16 licensed under Title 32, chapter 89, while performing  
17 the duties of a private investigator.'

18 Further amend the bill by inserting at the end  
19 before the statement of fact the following:

20 'Sec. 3. 32 MRSA §8120 is enacted to read:

21 §8120. Firearms proficiency

22 1. Requirement. A private investigator licensed  
23 under this chapter may carry a firearm while  
24 performing the duties of a private investigator only  
25 after being issued a certificate of firearms  
26 proficiency under this section.

27 2. Certificate. The commissioner shall issue a

COMMITTEE AMENDMENT "A" to S.P. 779, L.D. 2036

1 certificate of firearms proficiency to any private  
2 investigator licensed under this chapter if the  
3 private investigator:

4 A. Passes the firearms examination prescribed by  
5 the commissioner; or

6 B. Meets the requirements established by the  
7 commissioner as equivalent to the firearms  
8 examination.'

9 STATEMENT OF FACT

10 This amendment requires private investigators who  
11 want to carry a firearm in the course of performing  
12 their investigative duties to pass a proficiency test  
13 as set by the Commissioner of Public Safety, or meet  
14 the requirements equivalent to the test. Currently  
15 licensed private investigators would not have to take  
16 the test again because they would meet the equivalent  
17 requirements. Private investigators who do not want  
18 to carry a firearm while working as a private  
19 investigator are not required to meet any firearm  
20 proficiency requirements.

21 The firearms proficiency requirement would ensure  
22 that private investigators who find themselves in  
23 dangerous situations in which they would like to have  
24 a firearm for protection will know how to use that  
25 firearm. This will further the interests of safety  
26 for the private investigator and the public at large,  
27 while not placing unnecessary requirements on private  
28 investigators who do not want to carry firearms.

29 A private investigator who wishes to carry a  
30 concealed firearm other than while performing private  
31 investigative duties, whether or not that private  
32 investigator has a certificate of firearms  
33 proficiency, will have to apply for and obtain a  
34 concealed firearms permit.

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