

MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 2036

S.P. 779

In Senate, January 13, 1988

Submitted by the Department of Public Safety pursuant to Joint Rule 24.

Reference to the Committee on Legal Affairs suggested and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator DILLENBACK of Cumberland.

Cosponsored by Representative BOUTILIER of Lewiston, Representative RIDLEY of Shapleigh, Senator CAHILL of Sagadahoc.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-EIGHT

AN ACT Concerning the Carrying of
Concealed Firearms by Licensed Private
Investigators.

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

7 Sec. 1. 25 MRSA §2001, sub-§5, as enacted by PL
8 1985, c. 478, §2, is amended to read:

9 5. Private investigators. Private investigators
10 originally licensed under the laws of this State prior

1 to August 1, 1988.

2 Sec. 2. 32 MRSA §8105, sub-§7-A, ¶¶A and D, as
3 enacted by PL 1985, c. 141, §2, are amended to read:

4 A. Has been employed for a minimum of one year as
5 an investigative assistant possessing a valid
6 license issued by the commissioner and has
7 passed a firearms examination prescribed by the
8 commissioner;

9 D. Has passed a firearms examination prescribed
10 by the commissioner and possesses Possesses a
11 minimum of 6 years of preparation consisting of a
12 combination of:

13 (1) Work experience, including at least 2
14 years in a nonclerical occupation related to
15 law or the criminal justice system; and

16 (2) Educational experience, including at
17 least:

18 (a) Sixty academic credits of
19 post-secondary education acquired at an
20 accredited junior college, college or
21 university; or

22 (b) An associate degree in law
23 enforcement, based on 2 years of
24 post-secondary instruction, conferred by
25 an established vocational-technical
26 institute; and

27 STATEMENT OF FACT

28 This bill requires all private investigators, who
29 want to carry a concealed firearm, to obtain a permit
30 to carry a concealed firearm pursuant to the Maine
31 Revised Statutes, Title 25, chapter 252. This
32 requirement will not apply, however, to private
33 investigators who received their original license
34 prior to August 1, 1988, and who either have passed a
35 firearms examination prescribed by the commissioner or

1 have been exempt from the firearms examination because
2 they were employed for one year as a member of a
3 federal investigative service or as a law enforcement
4 officer.

5 This bill also eliminates the passing of a
6 firearms examination as a qualification to be a
7 private investigator. The firearms examination will
8 not be necessary, as a private investigator who wants
9 to carry a concealed firearm must, like any other
10 citizen, obtain a permit to carry a concealed
11 firearm. Moreover, there are many private
12 investigators who do not want to, and do not, carry a
13 firearm.

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