

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
116TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 828, L.D. 1114, Bill, "An Act to Amend the Laws Governing the Training and Certification of Law Enforcement Officers"

Amend the amendment by inserting after section 1 the following:

'Sec. 2. 25 MRSA §2003, sub-§1, as amended by PL 1993, c. 524, §§5 to 8, is further amended by repealing and replacing the first paragraph to read:

1. Procedure; criteria for issuing permit. Upon receiving written application for a concealed firearms permit, the issuing authority shall notify the chief law enforcement officer of the municipality or, in a municipality without a chief law enforcement officer, the Chief of the State Police, who shall conduct an investigation to determine whether the applicant meets the requirements of this subsection. The issuing authority shall issue a permit to carry concealed firearms to an applicant over whom it has issuing authority upon written notification from the chief law enforcement officer or the Chief of the State Police that the applicant has demonstrated good moral character and meets the following requirements:

Further amend the amendment in section 9 by striking out all of the first line (page 7, line 23 in amendment) and inserting in its place the following:

**SENATE AMENDMENT**

'Sec. 9. 25 MRSA §2804-E, sub-§§4 to 6 are enacted to read:'

Further amend the amendment in section 9 by inserting after subsection 5 the following:

'6. Training course. The board may offer to municipal chief law enforcement officers a training course relating to the conduct of investigations required for issuing permits for concealed firearms under section 2003, subsection 1.'

Further amend the amendment by renumbering the sections to read consecutively.

Further amend the amendment by striking out all of the fiscal note and inserting in its place the following:

#### ' FISCAL NOTE

This amendment requires additional requirements on municipalities and their law enforcement officers. These requirements represent state mandates pursuant to the Constitution of Maine. Pursuant to the Mandate Preamble, the two-thirds vote of all members elected to each House exempts the State from the constitutional requirement to fund 90% of the additional local costs.

The Department of Public Safety will incur additional costs to perform additional investigations. The amounts can not be determined at this time. Additional dedicated revenue may be generated as a result of the additional requests. These amounts also can not be determined.

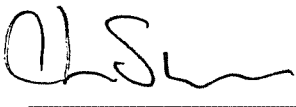
The Maine Criminal Justice Academy will also incur additional costs to offer a new training course. The amounts of additional General Fund appropriations required to fund these costs can not be determined at this time.'

#### STATEMENT OF FACT

This amendment authorizes the Board of Trustees of the Maine Criminal Justice Academy to offer to municipal chief law enforcement officers training courses relating to background investigations of individuals seeking concealed firearm permits and further requires that those chief law enforcement officers bear the responsibility for conducting those investigations. If

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L.D. 1114

there is no chief law enforcement officer in a municipality, the  
Chief of the State Police must conduct the investigation.

SPONSORED BY:   
(Senator SUMMERS)

COUNTY: Cumberland