MAINE STATE LEGISLATURE

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L.D. 1203 (Filing No. H- 425) STATE OF MAINE HOUSE OF REPRESENTATIVES 116TH LEGISLATURE FIRST REGULAR SESSION 12 COMMITTEE AMENDMENT "A" to H.P. 889, L.D. 1203, Bill, "An Act to Regulate the Use of Aircraft for Surveillance Purposes by 14 Law Enforcement Agencies" 16 Amend the bill in section 1 in that part designated "§2959." in subsection 2 by striking out all of paragraph D. Further amend the bill in section 1 in that part designated "<u>\$2959.</u>" in subsection 2 in paragraph E in the last line (page 2, line 9 in L.D.) by striking out the following: "warrant;" and 22 inserting in its place the following: 'warrant; or' Further amend the bill in section 1 in that part designated 26 "<u>\$2959.</u>" in subsection 2 in paragraph F in the 2nd line (page 2, line 12 in L.D.) by inserting after the following: "emergencies," the following: 'for search and rescue missions' 28 30 Further amend the bill in section 1 in that part designated "§2959." in subsection 2 in paragraph F in the last line (page 2, line 13 in L.D.) by striking out the following: "evidence; or" 32 and inserting in its place the following: 'evidence.' 34 Further amend the bill in section 1 in that part designated "<u>\$2959.</u>" in subsection 2 by striking out all of paragraph G. 38 Further amend the bill in section 1 in that part designated "<u>\$2959.</u>" in subsection 2 by relettering the paragraphs to read 40 consecutively. 42 Further amend the bill in section 1 in that part designated

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"<u>\$2959.</u>" in subsection 4 by striking out all of paragraphs A to D

'A. Dress in military, mercenary, camouflage or ninja-style

and inserting in their place the following:

clothing;

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COMMITTEE AMENDMENT "A" to H.P. 889, L.D. 1203

2	B. Possess a firearm other than an agency-issued firearm;
4	C. Discharge a firearm from an aircraft unless the officer reasonably believes such force is necessary to defend the
	officer or a 3rd person from what the officer reasonably
6	believes is the imminent use of deadly force; or
8	D. Possess an explosive device other than ammunition.
10	Further amend the bill in section 1 in that part designated "\$2959." in subsection 5 in the last line (page 3, line 9 in
12	L.D.) by inserting after the following: "complaint" the following: ', or shall review the findings of any investigation
14	by a state, local or county law enforcement agency
16	STATEMENT OF FACT
18	
20.	This amendment changes the language of the original bill to permit rotary blade aircraft to fly below 400 feet only pursuant
22	to a search warrant, unless the aircraft is taking off at the start of its mission, landing at the conclusion of its flight, refueling or seeking maintenance during its mission or for
24	exigent circumstances.
26	The amendment also specifies that the Maine Drug Enforcement Agency does not have to investigate every complaint about the
28	marijuana eradication program, but if the agency does not investigate a complaint, it must review the findings of any
. 30	investigation by a state, county or local law enforcement agency.
32	This amendment deletes language that would have prohibited law enforcement officers from wearing their uniforms during
34	marijuana eradication, changes language to allow the officers to possess only agency-issued firearms rather than limiting them to
36	sidearms, modifies language so that they can defend themselves and 3rd persons when they are confronted with the imminent use of
38	deadly force against them and modifies language to allow the
40	officers to carry ammunition.

Reported by the Minority of the Committee on Legal Affairs
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House
5/25/93 (Filing No. H-425)