

# MAINE STATE LEGISLATURE

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# 117th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1995

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Legislative Document

No. 756

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H.P. 555

House of Representatives, March 7, 1995

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**An Act to Prohibit the Use of State Money and Personnel to Conduct  
Warrantless Searches by Helicopters.**

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Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative HEESCHEN of Wilton.

Cosponsored by Representatives: ADAMS of Portland, BERRY of Livermore, CHASE of China, CLOUTIER of South Portland, GOOLEY of Farmington, GOULD of Greenville, JONES of Bar Harbor, LUTHER of Mexico, MARSHALL of Eliot, MERES of Norridgewock, PERKINS of Penobscot, ROTONDI of Madison, STEVENS of Orono, VOLENIK of Sedgwick, Senators: BENOIT of Franklin, O'DEA of Penobscot, PINGREE of Knox.

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

4 Sec. 1. 25 MRSA §2959 is enacted to read:

6 **§2959. Helicopter overflight limitations**

8 A state, county or local law enforcement agency, the Maine  
10 Drug Enforcement Agency and the Maine National Guard may not use  
12 helicopters in their operations except in conformance with a  
14 search warrant issued pursuant to the applicable state or federal  
16 rules of criminal procedure when there is probable cause to  
18 believe that marijuana is being grown on the property to be  
20 surveyed.

22 **STATEMENT OF FACT**

24 This bill prohibits the Maine Drug Enforcement Agency, the  
Maine National Guard and all other law enforcement agencies from  
using helicopters without a search warrant and probable cause to  
believe that marijuana is being grown on the property to be  
surveyed.