

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 1250

S.P. 454

In Senate, April 11, 1995

**An Act to Authorize Certain Employees of the Department of
Corrections to Use Deadly Force.**

Submitted by the Department of Corrections pursuant to Joint Rule 24.
Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS
Secretary of the Senate

Presented by Senator O'DEA of Penobscot.
Cosponsored by Senator: KIEFFER of Aroostook, Representatives: CLUKEY of Houlton,
THOMPSON of Naples.

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

4 **Sec. 1. 17-A MRSA §2, sub-§5-A**, as enacted by PL 1989, c. 18,
§1, is amended to read:

6 **5-A.** "Corrections officer" has the same meaning as in Title
25, section 2805, subsection 2, paragraph C. For the purpose of
8 section 107 only, "corrections officer" includes employees of the
10 Department of Corrections who supervise corrections officers and
12 who are trained, qualified and are authorized by the Commissioner
14 of Corrections to use deadly force.

16 **STATEMENT OF FACT**

18 This bill allows officials of the Department of Corrections,
such as wardens, superintendents, directors and their deputies
20 who are technically outside the definition of "corrections
officer" in the Maine Revised Statutes, Title 17-A to use deadly
22 force under the same circumstances as the corrections officers
whom they supervise, but only if qualified, trained and so
authorized by the Commissioner of Corrections.