MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

SECOND REGULAR SESSION-2000

Legislative Document

No. 2455

H.P. 1749

House of Representatives, January 10, 2000

An Act to Provide Parity for Federal Drug Enforcement Agents in the State of Maine.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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

JOSEPH W. MAYO, Clerk

Presented by Representative QUINT of Portland. Cosponsored by Senator RAND of Cumberland and

Representatives: BRAGDON of Bangor, KANE of Saco, NORBERT of Portland,

WILLIAMS of Orono, Senator: PARADIS of Aroostook.

4	
4	Sec. 1. 25 MRSA §1502-A, sub-§1, ¶¶D and E, as enacted by PL 1995, c. 423, §1, are amended to read:
6	D. Officers of the United States Customs Service of the Department of the Treasury; and
8	
10	E. Any of the officers listed in this subsection who are assigned to or are acting in concert with a task force, but only if that task force meets the following requirements:
12	
14	(1) The task force is a task force of the Maine Drug Enforcement Agency authorized under this Title; or
16	(2) The task force is a joint federal-state task force operating primarily within the territorial boundaries
18	of this State and:
20	(a) An arrest is part of or related to an investigation of that federal-state task force; or
22	
24	(b) An arrest occurs in a prosecutorial district and either:
26	(i) The district attorney of that district or the district attorney's written designee
28	actively participates in and oversees the activities of the task force; or
30	doctyleres of the dask rores, or
32	(ii) The arrest occurs anywhere within the State and the Attorney General or the Attorney General's written designee actively
34	participates in and oversees the activities of the task forcer: and
36	
38	Sec. 2. 25 MRSA §1502-A, sub-§1, ¶F is enacted to read:
40	F. Agents of the federal Drug Enforcement Administration.
42	SUMMARY
44	Current law provides that certain federal officers have the power to enforce state law in certain circumstances. This bill
46	expands the definition of "federal officer" to include agents of the federal Drug Enforcement Administration.

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