

MAINE STATE LEGISLATURE

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CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE
SENATE
121ST LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " " to S.P. 31, L.D. 79, Bill, "An Act Regarding the Enforcement Powers of the Office of the State Fire Marshal"

Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the State Fire Marshal and the State Fire Marshal's deputy and investigators are sworn law enforcement officers with all the powers and duties granted to sheriffs under the law but are limited in the enforcement of such powers to issues regarding fire prevention and arson; and

Whereas, removing the enforcement limitation will allow the State Fire Marshal and the State Fire Marshal's deputy and investigators to respond to and investigate other crimes that pose a danger to public safety; and

Whereas, removing the enforcement limitation will also provide protection to the State Fire Marshal and the State Fire Marshal's deputy and investigators if they provide assistance to other law enforcement officers and will ensure additional protection to those law enforcement officers who need backup assistance; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

COMMITTEE AMENDMENT

R.4

COMMITTEE AMENDMENT " " to S.P. 31, L.D. 79

2 Further amend the bill by inserting at the end before the
summary the following:

4 'Emergency clause. In view of the emergency cited in the
preamble, this Act takes effect when approved.'

6

8

SUMMARY

10 This amendment adds an emergency preamble and emergency
12 clause, which will immediately allow the State Fire Marshal and
the State Fire Marshal's deputy and investigators to exercise
14 their law enforcement powers for issues other than fire
prevention and arson.

16

FISCAL NOTE REQUIRED
(See attached)

18

COMMITTEE AMENDMENT



121st Maine Legislature
Office of Fiscal and Program Review

LD 79

An Act Regarding the Enforcement Powers of the Office of the State Fire
Marshal

LR 0217(02)

Fiscal Note for Bill as Amended by Committee Amendment

Committee: Criminal Justice and Public Safety

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund