

MAINE STATE LEGISLATURE

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L.D. 1938

DATE: 4-13-06

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to S.P. 739, L.D. 1938, Bill, "An Act To Protect Victims of Domestic Violence"

Amend the amendment by inserting after section 2 the following:

'Sec. 3. 25 MRSA §2804-C, sub-§2-C is enacted to read:

2-C. Receipt of firearms; training; procedure; liability.

The Maine Criminal Justice Academy shall provide training for municipal, county and state law enforcement officers regarding the proper handling, storage and safekeeping of firearms received pursuant to a court order under Title 19-A, section 4006, subsection 2-A or Title 19-A, section 4007, subsection 1, paragraph A-1. Such training must include education concerning the prohibitions on the purchase or possession of a firearm when a protection order has been obtained and communication with parties to protection orders concerning such prohibitions.

In developing materials for training in domestic violence issues, the Maine Criminal Justice Academy may consult with a statewide organization involved in advocacy for victims of domestic violence and with an organization having statewide membership representing the interests of firearms owners.

A law enforcement officer who receives custody of a firearm pursuant to Title 19-A, section 4006, subsection 2-A or Title

RES.

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to S.P. 739, L.D.
1938

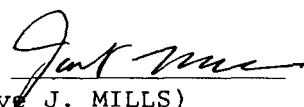
19-A, section 4007, subsection 1, paragraph A-1, shall exercise
reasonable care to avoid loss, damage or reduction in value of
the firearm. Any liability for damage or reduction in value to
such a firearm is governed by the Maine Tort Claims Act, Title
14, chapter 741.'

SUMMARY

This amendment directs the Maine Criminal Justice Academy to
provide training for municipal, county and state law enforcement
officers regarding the proper handling, storage and safekeeping
of firearms received pursuant to a protection from abuse order.

The amendment provides that in developing materials for
training in domestic violence issues, the Maine Criminal Justice
Academy may consult with a statewide organization involved in
advocacy for victims of domestic violence and with an
organization having statewide membership representing the
interests of firearms owners.

The amendment also provides that a law enforcement officer
who receives custody of a firearm pursuant to a protection from
abuse order shall exercise reasonable care to avoid loss, damage
or reduction in value of such firearm. Any liability for damage
or reduction in value to such a firearm is governed by the Maine
Tort Claims Act, Maine Revised Statutes, Title 14, chapter 741.

SPONSORED BY: 
(Representative J. MILLS)

TOWN: Farmington

FISCAL NOTE REQUIRED
(See attached)

HOUSE AMENDMENT



Approved: 04/13/06 *MAC*

122nd MAINE LEGISLATURE

LD 1938

LR 2571(09)

An Act To Protect Victims of Domestic Violence

Fiscal Note for House Amendment "C" to Committee Amendment "A"

Sponsor: Rep. Mills

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund