

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 122

H.P. 104

House of Representatives, January 13, 2009

**An Act To Correct the Law Concerning Private Investigators'
License Qualifications**

Submitted by the Department of Public Safety pursuant to Joint Rule 204.
Reference to the Committee on Business, Research and Economic Development suggested
and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative HASKELL of Portland.

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

2 **Sec. 1. 32 MRSA §8105, sub-§5**, as amended by PL 2001, c. 298, §2, is further
3 amended to read:

4 **5. Application.** Submits an application ~~which~~ that contains the following:

5 A. Full name;

6 B. Full current address and addresses for the prior 5 years;

7 C. The date and place of birth, height, weight and color of eyes;

8 D. A statement granting the chief of police authority to check the criminal records of
9 any law enforcement agency. The applicant must agree to submit to having his
10 fingerprints taken by the issuing authority if it becomes necessary to resolve any
11 question as to ~~his~~ the applicant's identity; and

12 E. Answers to the following questions:

13 (1) Are you currently under indictment or information for a crime for which the
14 possible penalty is imprisonment for a period equal to or exceeding one year?

15 (2) Have you ever been convicted of a crime for which the possible penalty was
16 imprisonment for a period equal to or exceeding one year?

17 (3) Are you a fugitive from justice?

18 (4) Are you an unlawful user of or addicted to marijuana or any other drug?

19 (5) Have you been adjudged mentally defective or been committed to a mental
20 institution within the past 5 years? or

21 (6) Are you an illegal alien?

22 By affixing ~~his~~ the applicant's signature, the applicant certifies that the information in the
23 application provided by ~~him~~ the applicant is true and correct and that ~~he~~ the applicant
24 understands that an affirmative answer to any of the questions in paragraph E,
25 ~~subparagraph (5)~~ is cause for refusal and any false statement may result in prosecution as
26 provided in section 8114.

27 **SUMMARY**

28 This bill corrects a provision of law concerning private investigators' license
29 qualifications.