

# MAINE STATE LEGISLATURE

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Date: 5/6/13

**LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
126TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 424, L.D. 605, Bill, "An Act To Allow a Minor in the Police Explorer Program To Assist with Traffic Control at Civic Events"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

**Sec. 1. 26 MRSA §772, sub-§5**, as enacted by PL 2003, c. 59, §1, is amended to read:

**5. Application.** This section does not apply to minors in public and approved private schools where mechanical equipment is installed and operated primarily for purposes of instruction or minors who are volunteer participants in a career-oriented law enforcement program and perform traffic control duties at civic events pursuant to section 786.

**Sec. 2. 26 MRSA §786** is enacted to read:

**§786. Traffic control duties**

**1. Traffic control duties permitted.** Notwithstanding any other provision of this article, a minor who is 14 years of age or older and is a volunteer participant in a career-oriented law enforcement program may perform traffic control duties in accordance with this section.

**2. Training.** A minor may not perform traffic control duties under this section until the minor has received traffic control training in accordance with the requirements of the supervising law enforcement agency. Proof of the minor's successful completion of the training must be maintained by the law enforcement agency.

**3. Supervision.** A minor may perform traffic control duties only under direct supervision of a law enforcement officer as part of a career-oriented law enforcement program. This supervision must:

A. Be from a close distance so that the officer does not become distracted or perform other duties; and

**COMMITTEE AMENDMENT**

1 B. Include means of radio contact in the event that the minor needs to contact  
2 another officer for assistance.

3 4. Limitations on events. A minor may perform traffic control duties only at civic  
4 events, fair parking lots, parades, walks, foot races, car shows and charity events.

5 5. Limitations on locations. A minor may not:

6 A. Direct traffic or pedestrians on busy roadways or thoroughfares;

7 B. Assist in traffic control at places of heightened danger such as traffic stops or  
8 roadblocks;

9 C. Direct traffic in conjunction with crowd control or riot control;

10 D. Collect donations at a traffic light;

11 E. Direct traffic at funeral processions; or

12 F. Direct traffic at the scene of an emergency.

13 6. Night activities prohibited. A minor may perform the activities authorized under  
14 this section only during the period from sunrise to sunset.'

15 **SUMMARY**

16 This amendment allows minors who are volunteer participants in a career-oriented  
17 law enforcement program to perform traffic control duties at civic events after receiving  
18 the required training to perform these duties, but only under direct supervision and only  
19 in accordance with a number of restrictions.

20 **FISCAL NOTE REQUIRED**

21 **(See attached)**



Approved: 03/29/13 *MAC*

# 126th MAINE LEGISLATURE

LD 605

LR 1505(02)

**An Act To Allow a Minor in the Police Explorer Program To Assist with Traffic Control at Civic Events**

**Fiscal Note for Bill as Amended by Committee Amendment 'A' (H-130)**  
**Committee: Labor, Commerce, Research and Economic Development**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Additional costs to the Bureau of Labor Standards within the Department of Labor associated with implementing and enforcing the provisions of this legislation can be absorbed within existing budgeted resources.