

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 918

H. P. 1634

House of Representatives, February 14, 1939.

Referred to Committee on Judiciary. Sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Varney of Berwick.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to the State Police.

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

R. S., c. 29, § 122, amended. Section 122 of chapter 29 of the revised statutes, as amended, is hereby further amended to read as follows:

‘Sec. 122. Appointment of the chief of the state police; duties, may enlist members of the force; terms and conditions of enlistment; deputy chief. The governor, with the advice and consent of the council, shall appoint a chief of the state police, ~~to serve during their pleasure,~~ **to serve for a term of 5 years unless removed for cause. He may be removed by the governor and council only after charges have been preferred in writing and, if he so requests, after public hearing.** The chief shall be the executive head of the state police and shall execute the duties of his office under the direction and subject to the approval of the governor and council. The chief of the state police may enlist suitable persons as members of the state police to enforce the provisions of this chapter, who shall enlist for a period of 3 years: (a) during the first 6 months of the 1st enlistment a member will be on probation and may be summarily discharged by the chief without hearing; (b) a qualified and accepted recruit will take the oath to be prescribed by regulations of the department and such oath shall be set out in the enlistment paper. Each accepted recruit shall sign such

paper and expressly agree to abide by and be subject to all the conditions and obligations therein set forth; (c) after the first 6 months of the first enlistment period members may be discharged only after trial before a trial court to be designated by the chief of the said state police; (d) members may be discharged on their own request if deemed consistent with the good of the service by the chief; (e) voluntary withdrawal from the force during the term of enlistment or reenlistment without the consent of the chief shall constitute a misdemeanor; (f) the chief shall make rules and regulations subject to the approval of the governor and council for the discipline and control of members of the state police and for the examination and qualification of applicants for enlistment therein and violation of any rules and regulations, approved as aforesaid, by any member of the state police shall constitute a misdemeanor. Subject to the approval of the governor and council, the chief may designate a member of the state police to act as his deputy.'