

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

and the

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Twin City Printery
Lewiston, Maine
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
SECOND REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

6. Definition: school-age person. As used in this section, unless the context otherwise indicates, "school-age person" means all children up to the age of 18 years, as well as persons 18 years and older who are enrolled in a state-approved program of primary or secondary education, as defined in Title 20-A.

Effective August 4, 1988.

CHAPTER 602

S.P. 779 — L.D. 2036

AN ACT Concerning the Carrying of Concealed Firearms by Licensed Private Investigators.

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

Sec. 1. 25 MRSA §2001, sub-§5, as enacted by PL 1985, c. 478, §2, is repealed and the following enacted in its place:

5. Private investigators. Private investigators licensed under Title 32, chapter 89, while performing the duties of a private investigator.

Sec. 2. 32 MRSA §8105, sub-§7-A, ¶¶A and D, as enacted by PL 1985, c. 141, §2, are amended to read:

A. Has been employed for a minimum of one year as an investigative assistant possessing a valid license issued by the commissioner ~~and has passed a firearms examination prescribed by the commissioner;~~

D. ~~Has passed a firearms examination prescribed by the commissioner and possesses~~ Possesses a minimum of 6 years of preparation consisting of a combination of:

- (1) Work experience, including at least 2 years in a nonclerical occupation related to law or the criminal justice system; and
- (2) Educational experience, including at least:
 - (a) Sixty academic credits of post-secondary education acquired at an accredited junior college, college or university; or
 - (b) An associate degree in law enforcement, based on 2 years of post-secondary instruction, conferred by an established vocational-technical institute; and

Sec. 3. 32 MRSA §8120 is enacted to read:

§8120. Firearms proficiency

1. Requirement. A private investigator licensed under this chapter may carry a firearm while performing

the duties of a private investigator only after being issued a certificate of firearms proficiency under this section.

2. Certificate. The commissioner shall issue a certificate of firearms proficiency to any private investigator licensed under this chapter if the private investigator:

A. Passes the firearms examination prescribed by the commissioner; or

B. Meets the requirements established by the commissioner as equivalent to the firearms examination.

Effective August 4, 1988.

CHAPTER 603

H.P. 1469 — L.D. 1980

AN ACT to Clarify the Method of Computing Unusual Enrollment Adjustments.

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

20-A MRSA §15612, sub-§3, ¶A, as enacted by PL 1983, c. 859, Pt. G, §§2 and 4, is amended to read:

A. A school administrative unit may qualify for an unusual enrollment adjustment when the increase in pupils between October 1st of the year of allocation of funds and October 1st of the year prior to the year of allocation of funds is 3% or more. The number of pupils in excess of a 3% increase shall be multiplied by the foundation per pupil operating rate as established in section 15603 to determine the allowable adjustment. The amount of the adjustment shall be the sum of the following:

- (1) The number of elementary pupils in excess of a 3% increase in the elementary enrollment times the elementary foundation per pupil operating rate; and
- (2) The number of secondary pupils in excess of a 3% increase in the secondary enrollment times the secondary foundation per pupil operating rate.

If the number of excess elementary pupils in subparagraph (1) is zero or if the number of excess secondary pupils in subparagraph (2) is zero, then the amount of the adjustment shall be the product of the number of elementary and secondary pupils in excess of 3% increase in the combined elementary and secondary enrollment times either the elementary foundation per pupil operating rate, if the number of excess elementary pupils in subparagraph (1) is greater than zero; or the secondary foundation per pupil operating rate, if the number of excess secondary pupils in subparagraph (2) is greater than zero.

Effective August 4, 1988.