

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-TWO

—
H.P. 629 - L.D. 861

Resolve, Concerning Training and Assessments Related to Protection from Substantial Threats

Sec. 1. Training. Resolved: That the Department of Public Safety shall develop and conduct training programs on the protection from substantial threats process in the Maine Revised Statutes, Title 34-B, section 3862-A, referred to in this resolve as "the temporary weapons removal process," which includes temporary weapons removal assessments.

1. In 2022, the Department of Public Safety shall conduct one mandatory training program for all law enforcement officers on the temporary weapons removal process. In 2023 and 2024, the department shall conduct at least one voluntary training program for law enforcement officers on the temporary weapons removal process per year.

2. The Department of Public Safety shall offer the training programs on the temporary weapons removal process under this section as determined necessary by the department to:

- A. Hospitals;
- B. Behavioral health agencies;
- C. Assertive community treatment teams pursuant to Title 34-B, section 3801, subsection 11;
- D. All providers, including telehealth services providers contracted by the State, conducting temporary weapons removal assessments;
- E. District attorneys; and
- F. Representatives of the judicial branch.

3. The Department of Public Safety shall invite the participation of a statewide association of hospitals, individual hospitals and service providers, including telehealth services providers contracted by the State, to collaboratively develop materials for the training programs under this section.

Sec. 2. Report. Resolved: That, beginning March 1, 2023 and each March 1st until March 1, 2026, the Department of Public Safety shall report to the joint standing committee of the Legislature having jurisdiction over judiciary matters on the following:

1. Participation in the training programs under section 1;
2. Materials for the training programs under section 1;
3. Identification of telehealth services providers contracted by the State and credentials of all providers conducting temporary weapons removal assessments; and
4. The number of temporary weapons removal assessments conducted per month, including:
 - A. The number of temporary weapons removal assessments conducted in person, including the locations;
 - B. The number of temporary weapons removal assessments conducted by telehealth services providers contracted by the State, and the locations where the persons being assessed were located during the temporary weapons removal assessments;
 - C. The number of temporary weapons removal assessments that recommended temporary weapons removal;
 - D. For recommended temporary weapons removals, whether the removals were based on the person's being assessed as:
 - (1) Predominantly a threat to self;
 - (2) Predominantly a threat to others; or
 - (3) A threat to both self and others; and
 - E. The number of temporary weapons removal assessments that were requested by law enforcement officers but not conducted and the reasons they were not conducted.