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Date: (Filing No. H-)

STATE AND LOCAL GOVERNMENT

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 794, L.D. 1065, “An Act To Clarify the Qualifications and Oversight of Sheriffs”

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

Sec. 1. 30-A MRSA §371-B, sub-§3, ¶D, as amended by PL 2011, c. 342, §33, is further amended to read:

D. The candidate submits written certification from the Maine Criminal Justice Academy that the candidate ~~has~~:

- (1) ~~Met~~ Is currently certified as a law enforcement officer and has met the basic law enforcement training standards under Title 25, section 2804-C; or
- (2) ~~Met the basic corrections training standards under Title 25, section 2804-D;~~
~~and~~
- (3) Was previously certified as a law enforcement officer and agrees to meet the basic law enforcement training standards under Title 25, section 2804-C within one year of taking office; and

Sec. 2. 30-A MRSA §371-B, sub-§3-A is enacted to read:

3-A. Ongoing training. A person appointed to the office of sheriff shall continually meet the in-service law enforcement training standards under Title 25, section 2804-E and any other statutory requirements of preservice, basic or in-service law enforcement training required for certification or continued certification as a law enforcement officer.

Sec. 3. 30-A MRSA §371-B, sub-§4, as amended by PL 2003, c. 510, Pt. C, §11, is further amended to read:

4. Exception. Any person who served as a full-time law enforcement officer employed by a municipal police department or a state agency, including the University of Maine System, on or before July 1, 1990 or is serving in the office of sheriff on June 26,

COMMITTEE AMENDMENT

1 1997 2021 or who served prior to that date is deemed to meet the minimum qualifications
2 of subsection 3.'

3 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
4 number to read consecutively.

5 **SUMMARY**

6 This amendment, which is the majority report of the committee, replaces the bill. It
7 clarifies that a candidate for county sheriff must either be currently certified as a law
8 enforcement officer and in compliance with the training requirement in the Maine Revised
9 Statutes, Title 25, section 2804-C or be a previously certified law enforcement officer who
10 agrees to meet the requirements of Title 25, section 2804-C within one year of taking office.
11 It requires all county sheriffs to continually meet the in-service law enforcement training
12 standards under Title 25, section 2804-E and any other statutory requirements of
13 preservice, basic or in-service law enforcement training required for certification or
14 continued certification as a law enforcement officer. It provides that a full-time law
15 enforcement officer employed by a municipal police department or state agency before July
16 1, 1990 is deemed to have met the minimum qualifications for county sheriff candidates.

17 **FISCAL NOTE REQUIRED**

18 (See attached)