Office of
The Governor

No. 17 FY 20/21
DATE November 18, 2020

AN ORDER ADDRESSING TRAINING DEADLINES FOR JUDICIAL MARSHALS

WHEREAS, I proclaimed a state of emergency on March 15, 2020 and renewed states of emergency on April 14, 2020, May 13, 2020, June 9, 2020, July 8, 2020, August 5, 2020, and September 2, 2020, September 30, 2020, and October 27, 2020 to authorize the use of emergency powers in order to expand and expedite the State's response to the serious health and safety risks of the highly contagious COVID-19 virus; and

WHEREAS, Executive Order 46 FY 19/20 modified licensing requirements and training deadlines for certain law enforcement professionals, including polygraph examiners, professional investigators, investigative assistants, contract security companies, full-time law enforcement officers, and corrections officers to provide additional flexibility in light of social distancing requirements, gathering limitations, and other similar restrictions designed to minimize the risk of COVID-19 transmission;

WHEREAS, the Judicial Branch reports that judicial marshals are critical to efforts to implement protective COVID-19 protocols while allowing the courts to operate at maximum effectiveness, and that affording similar flexibility in training and certification requirements for judicial marshals would assist in alleviating staffing problems within the court system;

WHEREAS, the Governor's emergency powers expressly include the authority to adjust timeframes and certain deadlines imposed by law when necessary to mitigate the effect of the emergency pursuant to 37-B M.R.S. § 742(1)(C)(13)(a), modify or suspend the requirements for professional or occupational licensing or registration if strict compliance hinders coping with the emergency pursuant to 37-B M.R.S. § 742(1)(C)(13)(c); and suspend the enforcement of statutes or agency rules inconsistent with managing the emergency pursuant to 37-B M.R.S. §§ 742(1)(C) and 834;

NOW, THEREFORE, I, Janet T. Mills, Governor of the State of Maine, pursuant to 37-B Ch. 13, including but not limited to the provisions cited above, do hereby Order the following:

I. ORDERS

Section I(D) of Executive Order 46 FY 19/20 is hereby amended as follows:

D. During the emergency and for the period of 180 days following the termination of the emergency, the Board may extend beyond 180 days the 12-month periods in which full-time law enforcement officers must complete basic law enforcement training under 25 M.R.S. § 2804-C(1), corrections officers must complete basic corrections training under 25 M.R.S. § 2804-D(1), and judicial marshals must complete training under 25 M.R.S. § 2804-K.

II. EFFECTIVE DATE

This Order takes effect on November 18, 2020 and shall remain in effect until rescinded or until the State of Civil Emergency to Protect Public Health is terminated, whichever occurs first.

Janet T. Mills
Governor