

# **MAINE CHIEFS OF POLICE ASSOCIATION, INC.**

**Incorporated at Bath, Maine  
October 27, 1952**

**RECORDED SAGADAHOC COUNTY REGISTRY  
ON DECEMBER 9, 1952**

**Amended and Revised 1969  
Amended and Revised June 22, 1973  
Amended and Revised June 2, 1978  
Amended and Revised October 20, 1978  
Amended and Revised June 6, 1979  
Amended and Revised June 5, 1981  
Amended and Revised October 16, 1981  
Amended and Revised February 12, 1982  
Amended and Revised June 4, 1982  
Amended and Revised October 12, 1984  
Amended and Revised June 19, 1987  
Amended and Revised September 30, 1988  
Amended and Revised March 19, 1989  
Amended and Revised June 16, 1989  
Amended and Revised March 12, 1990  
Amended and Revised June 21, 1991  
Amended and Revised March 13, 1992  
Amended and Revised June 17, 1994  
Amended and Revised October 11, 1995  
Amended and Revised December 13, 1995  
Amended and Revised January 24, 1996  
Amended and Revised June 8, 1999  
Amended and Revised September 21, 1999  
Amended and Revised February 14, 2003  
Amended and Revised June 9, 2006  
Amended and Revised June 8, 2007  
Amended and Revised September 19, 2008  
Amended and Revised June 5, 2009  
Amended and Revised February 9, 2018  
Amended and Revised June 7, 2019**

Committee Presentations of Recommendations accepted at Regular Meetings on: June 2, 1978, October 20, 1978, June 5, 1981, October 16, 1981, February 12, 1984, June 19, 1987, September 30, 1988, March 10, 1989, June 16 1989, March 2, 1990, June 21, 1991, March 13, 1992, June 17, 1994, October 11, 1995, December 13, 1995, January 24, 1996, June 8, 1999 and September 21, 1999, February 14, 2003, June 9, 2006, June 8, 2007, September 19, 2008, June 5, 2009, and June 7, 2019.

**COMPLETE REVISION OF BY-LAWS  
ACCEPTED AT REGULAR MEETING  
BRUNSWICK, MAINE ON JUNE 21, 1991**

**COMPLETE REVISION OF BY-LAWS  
ACCEPTED AT REGULAR MEETING  
SOUTH PORTLAND, MAINE ON FEBRUARY 14, 2003**

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**MAINE CHIEFS OF POLICE ASSOCIATION, INC.**

**CONSTITUTION AND BYLAWS**

**ARTICLE I - NAME**

This organization shall be known as the Maine Chiefs of Police Association, hereinafter referred to as the Association.

**ARTICLE II - PURPOSE**

The purposes for which the Association is organized are to secure a closer official and personal relationship among Maine police officials; to secure a unity of action in law enforcement matters; to enhance the standards of police personnel, police training and the police profession generally; to devise ways and means for the perfection of a uniform police system within the State of Maine; to advance the prevention and detection of crime; to uphold the constitutional rights of all individuals; and, to promote the profession of law enforcement as an integral and dedicated component of modern day society sworn to the protection of life and property.

**ARTICLE III - MEMBERSHIP**

**SECTION 1. REGULAR MEMBERS.** The Association shall have Regular Members. Life Members are Regular Members.

- A. *Regular Members* include those who at the time of application and membership with the Association are one of the following:
  - 1. Duly sworn full-time Chief of Police within the State of Maine, regardless of official title;
  - 2. Chief law enforcement officer of any county (Sheriff) within the State of Maine;
  - 3. Chief law enforcement officer appointed by jurisdiction of any organized police force within the State of Maine;
  - 4. Chief law enforcement officer of a campus community within the State of Maine;
  - 5. Superintendent or Chief of Police of any railroad operating in the State of Maine;
  - 6. State of Maine Commissioner of Public Safety;
  - 7. Chief of the Maine State Police;

8. FBI agent in charge of the Boston office and the senior FBI agent in each principal office in Maine;
  9. Senior officer in charge of any federal law enforcement agency in the State;
  10. Director of any law enforcement agency in the State of Maine with law enforcement powers;
  11. Executive Director of the Association;
  12. Director of the Maine Criminal Justice Academy; and
  13. Second-in-command of any duly organized police force or law enforcement agency within the State of Maine, provided the person holds the rank of lieutenant or above.
- B. A director of a state or federal agency is a member of the District in which the director's principal office is located.
- C. Regular Members enjoy all privileges of membership as provided in this Constitution and Bylaws including voting, except:
1. The Executive Director is a nonvoting member and may only vote in the election of officers if the Executive Director is a Life Member;
  2. A second-in-command may not hold elected office in the Association; and
  3. A Regular Member not a Chief of Police may not hold elected office in the Association.
- D. Regular membership status will terminate when requirements for regular membership no longer exist. Leaving the position of Chief of Police of a department or other position listed in this section constitutes ineligibility for regular membership.
- E. A Regular Member may become a Life Member if the Regular Member completes at least five (5) years of membership as a Regular Member and honorably retires or resigns from active duty with at least ten (10) years of law enforcement experience. The Board of Directors shall use appropriate discretion in the selection of Life Members. A President of the Association becomes a Life Member upon his or her completion of a term as President. Membership dues and meeting registration fees are waived for a Regular Member who becomes a Life Member by virtue of retirement such that the member does not then or in the future otherwise qualify for regular membership.

**SECTION 2. ASSOCIATE MEMBERS.** The Association shall have Associate Members.

- A. A business or professional person or a business or corporation meeting the following requirements may be considered for associate membership or corporate associate membership, respectively:
  - 1. A Regular Member must sponsor the applicant;
  - 2. The Regular Member who sponsors the applicant must complete a background investigation on the applicant and failure to do so may result in loss of membership for the Regular Member; and
  - 3. The applicant must complete the association membership application in full.
- B. Associate Members who honorably retire or honorably resign from active duty in law enforcement may become Life Associate Members. The Board of Directors shall use appropriate discretion in selection of Life Associate Members.
- C. The Board of Directors may designate a person an Honorary Associate Member at its discretion.

**SECTION 3. SUBMISSION AND CONSIDERATION OF APPLICATION FOR MEMBERSHIP.** An application for membership is submitted on a form approved by the Board of Directors for consideration as follows:

- A. An application for any type of membership is submitted to the Executive Director prior to a regular or special meeting of the Board of Directors;
- B. The Executive Director shall present any applications to the Board of Directors at the next regular or special meeting of the Board of Directors;
- C. The Secretary shall keep written chronological records of all proceedings in the investigation of any applicant and shall submit the completed records, or any part thereof, to the Board of Directors on demand; and
- D. Eligibility for membership in either a regular or associate capacity is determined by a majority vote of the Board of Directors present at a regular or special meeting of the Board of Directors.

**SECTION 4. REMOVAL OF MEMBERS.** A member of the Association may be removed for cause by a majority vote of the Regular Members present at a regular or special meeting of the Association. The Board of Directors may suspend the member pending a regular or special meeting.

## ARTICLE IV - OFFICERS OF THE ASSOCIATION

**SECTION 1. OFFICERS.** The Association shall have the following:

A. Elected officers:

1. President;
2. 1<sup>st</sup> Vice President;
3. 2<sup>nd</sup> Vice President;
4. Treasurer; and
5. Sergeant at Arms.

B. Appointed Officers:

1. *Administrative Officer.* The Executive Director shall serve as a paid official and shall serve by contract as established by the Board of Directors. The Executive Director is the Administrative Officer of the Association.
2. The President shall appoint the *Secretary* with the approval of the Board of Directors.
3. The President shall appoint the *Parliamentarian* with the approval of the Board of Directors – See Article VII.

**SECTION 2. ELIGIBILITY TO BE AN OFFICER.** To be eligible for elected officer, a candidate must have been a Regular Member for a period of at least one year and must be a Chief of Police.

**SECTION 3. NOMINATION OF CANDIDATES FOR ELECTED OFFICE.** Nominees for elected office in the Association may be chosen as follows:

- A. The President shall appoint three Regular Members as a nominating committee and designate one of them to chair the committee. The Nominating Committee must consider ability, interest, and the welfare of the Association when selecting nominees. All candidates must be considered on their merit and potential contribution to the advancement of the Association. Members who have not held office previously should be considered to vitalize interest and renewed involvement in Association affairs. In considering nominees, the geographic region of Maine shall be considered to ensure that any given slate of officers will fairly represent the northern, central, and southern membership in accordance with the following districts:

1. Southern Maine:
    - a. District 1 – York;
    - b. District 2 – Cumberland; and
    - c. District 3 – Oxford, Androscoggin, and Franklin.
  2. Central Maine:
    - a. District 4 – Kennebec and Somerset; and
    - b. District 6 – Sagadahoc, Knox, Lincoln, and Waldo.
  3. Northern Maine:
    - a. District 5 – Penobscot and Piscataquis;
    - b. District 7 – Washington and Hancock;
    - c. District 8 – Aroostook.
- B. The incoming Sergeant-at-Arms must come from the same geographic region of the State as the incoming President.
  - C. The elected officers of the Association, except the Treasurer, will move through succession, unless challenged in an election or removed, as follows: The Sergeant at Arms to 2<sup>nd</sup> Vice President to 1<sup>st</sup> Vice President to President.
  - D. A member seeking elective office in the Association must declare the intention to run at least 60 days prior to the date of the election. The member must notify the President and the Executive Director for inclusion on the ballot.
  - E. If there is no contest for Sergeant-at-Arms or Treasurer, the Secretary shall cast one ballot for Sergeant-at-Arms or Treasurer.

**SECTION 4. VICE PRESIDENTS.** The Vice Presidents shall be designated as the 1<sup>st</sup> and 2<sup>nd</sup> Vice Presidents under the normal process of elevation.

**SECTION 5. ELECTION OF OFFICERS.** The President, 1<sup>st</sup> Vice President, 2<sup>nd</sup> Vice President, Sergeant-at-Arms and Treasurer shall be elected at the annual Fall Meeting by a majority vote of the Regular Members voting. The voting may be secret ballot.

- A. Regular Members may vote by absentee ballot as follows:



1. The President must designate the Executive Director or another Regular Member as the absentee ballot official.
2. Requests for an absentee ballot and validation sheet must be made to the absentee ballot official.
3. Each absentee ballot must be placed in a sealed envelope by the Regular Member voting and the envelope and the validation sheet must be delivered to the absentee ballot official at least five days prior to the first day of the annual fall meeting.
4. The absentee ballot official must present the sealed absentee ballots and validation sheets to the election Chairperson for inclusion in the annual election.

**SECTION 6. REMOVAL OF AN OFFICER.** An officer of the Association may be removed for cause. The President may appoint an Internal Affairs Committee as needed with the approval of the Board of Directors. The Internal Affairs Committee must investigate the allegation and hold a hearing prior to making a recommendation regarding removal. Removal shall be by majority vote of Regular Members present at a regular or special meeting of the Association. The Internal Affairs Committee is not a standing committee.

## **ARTICLE V - POWERS AND DUTIES OF OFFICERS**

**SECTION 1. PRESIDENT.** The President is the official representative of the Association. It is the duty of the President to preside at all meetings of the Association and Board of Directors, to establish *ad hoc* committees as necessary during the President's tenure in office and perform other duties as may be incident to the office. The President, in consultation with the Board of Directors, shall make all appointments to Association committees and subcommittees. The Association will pay the cost of inauguration of a new president up to a specified amount, said amount to be determined by the Board of Directors, and reviewed on at least an annual basis. Meeting registration fees are waived for the President at the meetings of the Association held during the President's tenure in office. The Association will pay the cost incurred for lodging for the President at these meetings, as well as the cost of lodging, airfare, and registration for attendance at the annual meeting of the International Association of Chiefs of Police held during the President's tenure in office. The Association may pay the expenses of an incumbent president for other conferences or functions if approved by the Board of Directors.

**SECTION 2. 1<sup>ST</sup> VICE PRESIDENT.** The 1<sup>st</sup> Vice President shall assume the duties of the President in the President's absence. Working in concert with the President or Executive Director, the 1<sup>st</sup> Vice President is responsible for planning and development of Association activities and programs.

**SECTION 3. 2<sup>ND</sup> VICE PRESIDENT.** The 2<sup>nd</sup> Vice President shall assume the duties of the 1<sup>st</sup> Vice President in the 1<sup>st</sup> Vice President's absence. The 2<sup>nd</sup> Vice President shall be the overall

chairman of the committees. Working with the President or Executive Director, the 2<sup>nd</sup> Vice President is responsible for the coordination of all committee functions.

**SECTION 4. TREASURER.** The Treasurer shall review monthly all funds received by the Association, audit all books and records of transactions, and report all findings to the Board of Directors and to the membership. The Treasurer has the authority to pay all bills drawn on the Association by the President, the Executive Director, or a vote of the membership.

**SECTION 5. SERGEANT-AT-ARMS.** The Sergeant-at-Arms shall oversee the security and maintenance of order at all Association meetings and conferences. In addition, the Sergeant-at-Arms shall work with the 2<sup>nd</sup> Vice President in Internal Affairs functions. The Sergeant at Arms may be assigned to work with the Executive Director in the maintenance of membership rolls and functions connected with them, including governing of members at meetings of the Association.

**SECTION 6. EXECUTIVE DIRECTOR.** The Executive Director shall:

- A. Perform Association duties as may be required by the President or the Board of Directors;
- B. Receive and answer all communications submitted to the Association;
- C. Maintain a current list of all members and be responsible for mailing out all billings for dues, and any delinquency notices;
- D. Be considered the Assistant Treasurer and as such shall:
  1. Receive all funds from dues and other sources;
  2. Deposit all funds in the name of the Association;
  3. Pay all bills in the name of the Association and all orders drawn by the President or the Board of Directors, or by vote of the membership; and
  4. Give bond to the Association in the amount and form fixed by the Board of Directors. The Association shall pay the cost of the bond.
- E. Promptly deliver all funds, books, papers, and other property of the Association to a successor in office or whomever the Association may designate.

**SECTION 7. SECRETARY.** The Secretary shall:

- A. Record and maintain all records of all regular and special meetings of the Association and all meetings of the Board of Directors; and

- B. Promptly deliver all books and papers and other property of the Association to a successor in office or whomever the Association may designate.

**SECTION 8. INTERIM APPOINTMENTS.** The Board of Directors has the authority to fill a vacated elective office. All interim appointments will be for the duration of the unexpired term of office.

## **ARTICLE VI - BOARDS AND COMMISSIONS**

**SECTION 1. THE BOARD OF DIRECTORS.** The Board of Directors of the Association shall provide leadership, establish policy, and conduct tactical and operational planning on behalf of all members.

- A. **Composition.** The Board shall consist of the Executive Director and the Parliamentarian, who shall be nonvoting members, and 22 Regular Members as follows:
1. The five elected officers of the Association;
  2. The Secretary;
  3. One Chief of Police elected as District Representative from each of the eight Districts by the members thereof. If a District Representative is unable to attend a Board of Directors meeting, it is the Representative's responsibility to appoint an alternate and to ensure that the alternate is willing and able to attend the meeting. This will ensure that all districts are properly represented at all Board of Directors meetings;
  4. The Immediate Past President of the Association;
  5. One representative of the Retired Life Members, or designee. If the Retired Life Members fail to elect a representative within thirty) days following the annual meeting, the President may appoint a Retired Member with the approval of the Board of Directors;
  6. One Sheriff representing the Maine Sheriffs Association, or designee;
  7. The Chief of the Maine State Police, or designee;
  8. The Commissioner of Public Safety, or designee;
  9. The Director of the Maine Criminal Justice Academy, or designee;
  10. The Director of the Maine Drug Enforcement Agency, or designee; and

11. The Maine Attorney General, or designee.
- B. **Meetings of the Board of Directors.** Meetings of the Board of Directors shall convene at times and places as may be determined upon call of the President or upon call of the majority of the membership of the Association.
- C. **Quorum.** A majority of the Board of Directors constitutes a quorum.
- D. **Executive Committee.** The Executive Committee of the Board of Directors includes all elected officers of the Association, the Secretary, and the Executive Director and the Parliamentarian, who shall serve as nonvoting members. The Executive Committee:
1. Has limited power to conduct emergency business of the Association that arises between meetings of the Board of Directors;
  2. Is responsible for hiring employees, including the Executive Director, and negotiating employment contracts with hired employees subject to the approval of the Board of Directors; and
  3. Develops the annual budget with the assistance of the Executive Director and the approval of the Board of Directors.
  4. Is responsible for determining whether to pay a Survivor Benefit to the family of a law enforcement officer killed in the line of duty. The benefit is to assist in covering immediate financial needs during the application process for other benefits, such as the Maine Death Benefit for Law Enforcement Officers, the federal Public Safety Officer's Benefit, and/or private insurance benefits. Eligibility for the Survivor Benefit is dependent on available funding at the time of the incident resulting in death, and the chief of the agency employing the officer being a Regular Member in good standing of the Association at the time of the incident.

**SECTION 2. STANDING COMMITTEES.** The Association has the following Standing Committees:

- A. **Nomination Committee.** See Article IV, Section 3, regarding the functions of the Nomination Committee.
- B. **Awards Committee.** The Awards Committee shall determine the recipients of awards given by the Association.
1. **Composition.** The Awards Committee shall consist of nine (9) Regular Members, one representative from each of the eight Districts other than the District Representative and one representative from the Maine Department of Public Safety. Each district shall nominate one Regular

Member, who has expressed an interest in the Association Awards Program, for appointment to the Awards Committee.

2. **Meetings.** The Awards Committee shall meet at the discretion of the Awards Committee Chairperson.
3. **Nominations.** A nomination for an award is forwarded to the District Awards Committee Representative on a nomination form. Documentation may include, but not limited to, departmental citation and newspaper articles. The deadline for submission of a nomination is January 15<sup>th</sup> for all prior calendar year nominations. The Awards Committee will have the final authority on award category placement of a nomination.
4. **Presentation of awards.** Except for the President's Award, the awards will be presented at the Winter Meeting of the Association or at a location determined to be suitable by the Board of Directors. Any award may be made posthumously. Awards will be made in the form of a standard Maine Chiefs of Police Association plaque. In addition to the plaque, law enforcement and public safety personnel will receive a citation bar that may be worn on the left breast of the department uniform.
5. **Award categories.** The following are the award categories:
  - a. *Outstanding Contribution to Law Enforcement* may be awarded to a law enforcement officer, public safety personnel, or a citizen. An award is made for a highly credible accomplishment that brings public acclaim to the nominee, the nominee's department, or the police profession as the result of devotion to duty or service to the public.
  - b. *An Act of Bravery* may be awarded to a law enforcement officer, public safety personnel, or a citizen. The award is for an act of extraordinary courage or heroism that rises well above the "call of duty" for a law enforcement officer, public safety personnel, or well beyond what one would expect for a citizen. The act shall be at some risk to the personal safety of the nominee, and the nominee was aware of that fact at the time of the action.
  - c. *Chief of the Year* may be awarded to an active or retired Chief of Police who is a Regular or Regular Life Member of the Association who makes or has made an outstanding contribution to the Association.
  - d. *Community Relations Award* may be awarded to a law enforcement officer who has, by act or deed, received the

recognition and respect of the officer's community and supervisors.

- e. *Humanitarian Award* may be awarded to a person who has, by act or deed, contributed to humanitarian efforts. The person may be someone who gives unselfishly for the benefit of others well-being.
  - f. *President's Award* may be awarded to a person the President selects who has contributed to the present President's term or any past President's term. The outgoing President presents the Award at the Fall Meeting.
  - g. *Purple Heart Award* may be awarded to any law enforcement officer who, as a result of a conflict with an armed or unarmed adversary, receives a serious injury or wound that is deemed unavoidable. The injury may or may not have been incapacitating and was not the direct result of unprofessional or negligent actions by the nominee.
  - h. *Life Saving Award* may be awarded to any person who takes an action that results in the saving of a human life. The life of the person saved must have been in peril and immediate jeopardy. The action by the nominee is not limited to the application of medical training, and the nominee is not required to be present at the scene of the incident to be considered for this award.
- C. **Standards and Training Committee.** The Standards and Training Committee covers police standards, certification programs, in-service training, career development, tenure, and police human services.
  - D. **Police Technical Services Committee.** The Police Technical Services Committee covers standards of equipment operations and training on matters of concern. The committee is the focal point for development for standards and services.
  - E. **Legislative and Law Committee.** The Legislative and Law Committee is responsible for monitoring and speaking to any legislation concerning matters that will affect police programs and operations on behalf of the Association.
  - F. **Constitution and Bylaws Committee.** The Constitution and Bylaws Committee shall review all proposed amendments to the bylaws and shall report the Committee's recommendations to the Board of Directors.
  - G. **Policy and Procedure Committee.** The Policy and Procedure Committee shall review and revise the present policy and procedures manual as necessary to keep it current. The Committee shall draft all policy and procedures requested by the

Board of Directors or members of the Association. The manual is known as the Maine Chiefs of Police Model Policy and Procedure Manual. It may be adopted in part, in its entirety, or not at all, at the discretion of a Maine police agency. A current copy of the manual will be kept at the Executive Director's Office for review.

- H. **Evaluation and Oversight Committee.** The Evaluation and Oversight Committee shall be responsible for conducting professional evaluations of law enforcement agencies on behalf of the Association.
1. **Composition.** The Evaluation and Oversight Committee shall consist of interested members of the Association who:
    - a. Are presently serving or have retired as certified police chiefs; and
    - b. Have received an executive certificate from the Maine Criminal Justice Board of Trustees.
  2. **Chairperson.** The chairperson:
    - a. May accompany the Executive Director to make a presentation to a community requesting an evaluation.
    - b. Shall select the evaluation coordinator and the other members of an evaluation team to conduct a specific department evaluation.
    - c. Report the Committee's activities to the Board of Directors as necessary and as required by the Board.
  3. **Evaluation Coordinator.** The evaluation coordinator is responsible for:
    - a. Organizing the department evaluation, including assigning specific focus areas;
    - b. Ensuring that a written report is drafted, reviewed, and approved for printing and distribution; and
    - c. Coordinating any meetings with community officials to review the report.
  4. **Executive Director.** The Executive Director of the Association is responsible for:
    - a. Meeting with the officials of a community seeking an evaluation, giving a presentation, and answering any relevant questions;

- b. Arranging for signatories to sign all hold harmless agreements and other agreements as necessary;
- c. Archiving evaluation final reports and other documents; and
- d. Making presentations to the Maine Municipal Association and other organizations in the interest of promoting the evaluation process.

I. **Scholarship Committee.** The Scholarship Committee is responsible for the administration of the Maine Chiefs of Police Memorial Scholarship, including distributing and evaluating applications and determining the recipients of and presenting scholarship awards. Promotion and publication of this Scholarship shall reference Thomas J. Landers and Charles H. Jackson.

1. **Chairperson.** The chairperson:

- a. Appointed by the President of the Association.
- b. Auxiliary of the Maine Chiefs of Police Association appoints member to co-chair the committee.
- c. Distributes application packages to High Schools throughout State.

2. **Scholarships.**

- a. Two \$500.00 Scholarships [one each] awarded to two individuals for any two-year or four-year post-secondary law enforcement scholastic program.
- b. One \$500.00 Scholarship awarded to a dependant child of an Association Member for any two-year or four-year post-secondary law enforcement scholastic program.

J. **Memorial Committee.** The Memorial Committee is responsible for monitoring the continued upkeep of the Maine Law Enforcement Memorial located in Augusta, determining the names of law enforcement officers that will be included on the Memorial, and arranging for the annual ceremony at the Memorial to honor those law enforcement officers.

1. **Definitions.** The following definitions of terms are intended to assist the members of the Memorial Committee in their decisions concerning eligibility for inclusion on the Memorial.

- a. **Law Enforcement Officer:** any person who by virtue of his/her public employment is vested by law with a duty to maintain public order, to



prosecute offenders, and make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.

- b. **Line of Duty:** any action that an officer whose primary function is crime control or reduction or enforcement of the criminal law, is obligated or authorized by rule, regulation, condition of employment, service, or law to perform, including those social, ceremonial, or athletic functions to which an officer is assigned, or for which an officer is compensated by the public agency employing him or her.
- c. **Killed in The Line of Duty:** a law enforcement officer dies as a direct and proximate result of a personal injury or medical event in the line of duty while engaging in a law enforcement action. This includes a law enforcement officer who, while in an off-duty capacity, acts in response to a law violation. The death must occur as a result of a law enforcement action by the officer on duty, not simply in the course of duty. When death occurs in the course of duty and is the result of a condition or circumstances that would have led to the death whether the officer was on duty or not, it does not qualify as a line-of-duty death. When the death is indeed in the line-of-duty, it means that the officer's death was a direct result of the officer having engaged in a law enforcement action. "Killed in the line of duty" is also intended to include deaths where the stress of specific job-related circumstances (e.g. running after a fleeing criminal or struggling with a criminal, etc.) is a contributing factor to an officer's death by illness (e.g., heart attack, stroke, etc.). The specific stressful response shall be related to a violation of law or an emergency situation causing the officer's death.
- d. "Stressful response" may include, but not be limited to, the following:
  - 1. a physical struggle with a suspect or convicted criminal;
  - 2. performing a search and rescue mission that requires rigorous physical activity;
  - 3. performing or assisting with emergency medical treatment;
  - 4. responding to a violation of law or emergency situation that involves a serious injury or death, or a situation that requires either a high-speed response or pursuit on foot or in a vehicle.
- e. "Direct and proximate" means that the antecedent act is a substantial factor in the result.
- f. "Personal injury" means any traumatic injury, as well as any disease that is caused by or is the result from such an injury.

g. “Traumatic injury” means a wound or the condition of the body caused by external force, including injuries inflicted by bullets, explosives, sharp instruments, blunt objects, or other blows, chemicals, electricity, climate conditions, infectious diseases, radiation, and bacteria, but excluding stress and strain unless directly attributed to the officer engaged in a law enforcement action.

h. “Law enforcement action” includes acts in response to a law violation, on the way to or at the scene of or returning from a specific emergency or responding to a particular request for assistance, as defined in d. above or operating the employer’s vehicle.

## 2. **Ineligibility.**

- a. deaths attributed to natural causes (except when a medical condition arises out of a law enforcement action causing an officer’s death immediately, or causes his/her death during continuous period of medical treatment following the taking of the action;
- b. deaths attributed to voluntary alcohol or controlled substance abuse;
- c. death caused by the intentional misconduct of the officer;
- d. death caused by the officer’s intention to bring about his/her own death;
- e. death attributed to an officer performing his/her duty in a grossly negligent manner at the time of death.

3. The criteria for including the name of an officer on the Maine Law Enforcement Memorial are separate and distinct from the line-of-duty death criteria used by other entities or programs, including national, state, regional or local law enforcement memorials, survivor organizations, the Maine Law Enforcement Officer Death Benefit program, the federal Public Safety Officer’s Benefit, and/or the award of a Survivor Benefit by this Association.

4. Memorial Committee Decisions and Resubmittal Process. The Committee shall categorize its decision on an application for inclusion on the Memorial as Approved, Denied, or Pending Further Investigation. If approved or denied, the decision is final unless additional information is presented in which case the applicant may resubmit the application with new facts or circumstances not considered in the initial application.

**K. Highway Safety Committee.** The Highway Safety Committee is responsible for working with the Maine Bureau of Highway Safety as well as other agencies on matters that will affect police programs and operations on behalf of the Association.

L. **Accreditation Committee.** The Accreditation Committee is responsible for administering the Maine Law Enforcement Accreditation Program (MLEAP). Its membership shall consist of five Chiefs of Police, one of whom shall serve as chairperson, a sheriff, a representative of state law enforcement who is a command level sworn law enforcement officer, and a representative of the Maine Criminal Justice Academy. Nonvoting members of the committee shall include the Executive Director of the Association, two program managers who are not CLEO's and the MLEAP Program Coordinator.

#### **ARTICLE VII – PARLIMENTARIAN**

The President will appoint a member of the Association as the Parliamentarian with the approval of the Board of Directors. The Parliamentarian is responsible for adherence to and interpretation of the Association's Constitution and Bylaws, rules, and procedures. The Board of Directors shall establish any requirements or description of the duties of this position.

#### **ARTICLE VIII - PUBLIC RELATIONS REPRESENTATIVE**

The Executive Director is primarily responsible for the public relations of the Association. The President may appoint, with the consent of the Board of Directors, persons who are necessary to assist in this function.

#### **ARTICLE IX - POLICE CHAPLAIN**

The President may appoint a duly ordained member of the clergy from any denomination or a member of the Association as Police Chaplain. The Police Chaplain's term is the same as the President's. The Police Chaplain shall perform any duties required of the position when required to do so by an officer of the Association. The Association shall reimburse the Police Chaplain for any expenses incurred when performing official duties on behalf of the Association.

#### **ARTICLE X - MEETINGS OF THE ASSOCIATION**

The Executive Director or the President, in consultation with the Board of Directors, shall arrange for all meetings of the Association. The annual Association meeting is the Fall Meeting at which time the election of officers and other members of the Board of Directors will take place. Other meetings are two times per year: the Winter Meeting in the month of February or March, and the Summer Meeting in the month of May or June. An emergency meeting may be called at any time by a majority of the Board of Directors or by the Executive Committee under the powers granted to it by the Board of Directors. The President will designate the dates and locations of the regular and emergency meetings. The Executive Director will send written notice of meetings of the Association to each member in advance. If necessary, notice may be by telephone stating the emergency and setting a date for the meeting.

## **ARTICLE XI – DUES**

**SECTION 1. PAYMENT.** Each Regular and Associate member must pay the Association an amount as established by the full membership at the annual meeting. If a new member is accepted at the Winter Meeting, full dues are assessed; if a new member is accepted at the Summer Meeting, half dues are assessed, and; if a new member is accepted at the Fall Meeting, dues are assessed for the next fiscal year. The fiscal year will be from January 1st to December 31<sup>st</sup>. Annual dues are payable January 1<sup>st</sup> and must be paid no later than the Summer Meeting.

**SECTION 2. DELINQUENT DUES.** A member delinquent in payment of dues is automatically deprived of all benefits of membership. Those dropped from the membership rolls must submit a new application for a vote the same as a new member.

## **ARTICLE XII – AMENDMENTS**

An amendment to this Constitution and Bylaws is only upon recommendation of the Board of Directors and a majority vote of the Association's Regular Members present at a regular meeting. Written notice to all Regular Members of the proposed amendment is required at least 30 days prior to the meeting.

## **ARTICLE XIII - RULES OF ORDER**

**SECTION 1. PARLIMENTARY RULES.** In the absence of a provision to the contrary in this Constitution and Bylaws or the rules of the Association, the current edition of Roberts Rules of Order governs all meetings of the Association and all meetings of the Executive Committee, the Board of Directors, and all committees and sections.

**SECTION 2. PROCEDURE FOR CONDUCTING ASSOCIATION MEETINGS.** The following is the procedure for conducting Association meetings:

- A. Meeting called to order.
- B. Pledge of Allegiance.
- C. Roll call of Officers.
- D. Reading of the minutes of the previous meeting. (President asks for a motion for reading on heading of minutes.)
- E. Reading of communications.
- F. Reading and approval of bills contracted in the name of the Association.
- G. Report of Officers.
  1. President.
  2. 1<sup>st</sup> Vice President.

3. 2<sup>nd</sup> Vice President.
  4. Executive Director.
  5. Treasurer.
  6. Sergeant at Arms.
  7. Secretary.
  8. Parliamentarian.
  9. District and Agency Representatives.
- H. Report of Committees.
- I. Old business.
- J. New business.
- K. Other business.  
(Annual meeting only: Election and installation of Officers.)
- L. Adjournment.

