

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE  
AT THE

SECOND REGULAR SESSION

January 4, 1978 to April 6, 1978

FIRST SPECIAL SESSION

(No laws enacted)

September 6, 1978 to September 15, 1978

SECOND SPECIAL SESSION

October 18, 1978

THIRD SPECIAL SESSION

December 6, 1978

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

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1979

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
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The term "homestead" means a lot of land and the building thereon, owned by the householder, who uses the same as his principle place of abode or a mobile home owned by the householder and used by him as his principal place of abode, whether or not that mobile home is placed upon a lot of land owned by the householder.

Effective July 6, 1978

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## CHAPTER 615

### AN ACT to Require Cooperation of State Agencies in Compiling Labor and Industrial Statistics for the Bureau of Labor.

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

26 MRSA § 42, as last amended by PL 1975, c. 771, § 270, is further amended by adding after the 3rd sentence the following new sentence to read:

Each agency of government shall cooperate fully with the bureau's efforts to compile labor and industrial statistics.

Effective July 6, 1978

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## CHAPTER 616

### AN ACT to Exempt the Industrial Accident Commission From the Administrative Procedure Act.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the effective date of the Maine Administrative Procedure Act is July 1, 1978; and

Whereas, the adjudicatory and appeals process of the Industrial Accident Commission will be directly effected by the Maine Administrative Procedure Act; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace,

health and safety; now, therefore,

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

Sec. 1. 5 MRSA § 9051, sub-§ 1, as enacted by PL 1977, c. 551, § 3, is amended to read:

1. **Adjudicatory proceeding.** In any adjudicatory proceeding, except those proceedings involving either correctional facilities, the **Industrial Accident Commission** or the State Parole Board, the procedures of this subchapter shall apply.

Sec. 2. 5 MRSA § 11001, sub-§ 1, first sentence, as enacted by PL 1977, c. 551, § 3, is amended to read:

Except where a statute provides for direct review or review of a **pro forma judicial decree** by the Supreme Judicial Court or to the extent judicial review is specifically limited by statute, any person who is aggrieved by final agency action shall be entitled to judicial review thereof in the Superior Court in the manner provided by this subchapter.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect July 1, 1978.

Effective July 1, 1978

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## CHAPTER 617

**AN ACT to Provide for the Payment of Costs for Relocating Utility Facilities in an Urban Renewal Area.**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, utilities are currently being required to absorb the costs of placing their facilities underground in urban renewal areas, which costs must be borne by all customers of the utility; and

Whereas, federal funds are available for the payment of these relocation costs; and

Whereas, the availability of the federal funds would prevent the undue hardship