

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

FIRST SPECIAL SESSION

July 11, 1991 to July 18, 1991

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 9, 1991

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1991

INITIATED BILLS

**REFERRED TO THE VOTERS BY THE
114TH LEGISLATURE AND
APPROVED AT REFERENDA**

State of Maine

To the 114th Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part Third of the Constitution of the State of Maine, the undersigned electors of the State of Maine, qualified to vote for Governor, residing in said State, whose names have been certified, hereby respectfully propose to the Legislature for its consideration the following entitled resolutions:

“A Resolution regarding the Testing of Cruise Missiles in Maine”

The full text of said resolution is printed on page two of this petition.

Do you favor stopping Cruise Missile Tests in Maine?

WHEREAS, the Federal Government plans to begin the testing of sea-launched Cruise missiles in Maine during the autumn of 1988 and continue such testing indefinitely into the 1990's; and

WHEREAS, the 2,800 pound missiles will fly at an altitude of 500 feet along most of the 295-mile path, beginning at the Maine coast near Ellsworth, passing near Shin Pond, the border of Baxter State Park, and within 15 miles of Millinocket, and ending in the Rangeley area; and

WHEREAS, the plan to test Cruise missiles over Maine has drawn criticism from aviators, sportsmen, environmentalists, and residents near the flight path because of problems associated with low altitude of the missiles: the high volume of seaplane landings in the Shin Pond area; the increased noise levels which will have a negative impact for both residents and tourists; the risk of private aircraft flying in a missile's flight path; and possible harmful consequences as a result of a crash, including the potential loss of life and property, fires caused by spilled fuel and the resulting impact on the State's environment, and

WHEREAS, the Federal Government's plan to test Cruise missiles has apparently not been coordinated with projects from other federal agencies, including the Army's recent plans to expand a military training flight route over northern Maine, which would include the enlargement of an existing low-level training route from 10 to 20 miles in width; and

WHEREAS, the sea-launched Cruise missile is currently a major obstacle to completing a strategic arms reduction treaty because it is difficult to verify; and

WHEREAS, the sea-launched Cruise missile is undermining the completed Intermediate Nuclear Forces Treaty, because by deploying the missile off the shores of Europe, it simply replaces the weapons scheduled for dismantlement; and

WHEREAS, the scheduled deployment of 4,000 sea-launched Cruise missiles, at a cost of \$1.5 million each, increases the likelihood of nuclear war because of their deadly accuracy and capability to elude radar; and

WHEREAS, the Governor is the elected statewide official most responsible for protecting the interests of Maine and representing the sentiment of its citizens; now, therefore, be it

RESOLVED: That the people of Maine do not wish their state to participate in the testing of Cruise missiles and hereby call upon the Governor to intervene with the Federal Government to stop the testing of Cruise missiles in Maine.

Effective Date December 27, 1989.

STATE OF MAINE

To the 114th Legislature of the State of Maine:

In accordance with Section 18 of Article IV, Part third of the Constitution of the State of Maine, the undersigned elector of the State of Maine, qualified to vote for Governor, residing in Maine, whose name has been certified, hereby respectfully proposes to the legislature for its consideration the following entitled bill: An Act to Amend the Sunday Sales Law.

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

17 MRSA §3204, 2nd ¶, as amended by PL 1985, c. 509, is further amended to read:

This section shall not apply to: The operation or maintenance of common, contract and private carriers; taxicabs; airplanes; newspapers; radio and television stations; hotels, motels, rooming houses, tourist and trailer camps; restaurants; garages and motor vehicle service stations; retail monument dealers; automatic laundries; machines that vend anything of value, including, but not limited to, a product, money or service; a satellite facility approved by the Superintendent of Banking under Title 9-B; or comparable facility approved by the appropriate federal authority; pharmacies; greenhouses; seasonal stands engaged in sale of farm produce, dairy products, sea food or Christmas trees; public utilities; industries normally kept in continuous operations, including, but not limited to, pulp and paper plants and textile plants; processing plants handling agricultural produce or products of the sea; ship chandleries; marinas; establishments primarily selling boats, boating equipment, sporting equipment, souvenirs and novelties; motion picture theatres; public dancing; sports and athletic events; bowling alleys; displaying or exploding fireworks, under Title 8, chapter 9; musical concerts; religious, educational, scientific or philosophical lectures; scenic, historic, recreational and amusement facilities; real estate brokers and real estate salesmen; mobile home brokers and mobile home salesmen; provided that this section shall not exempt the businesses or facilities specified in sections 3205 and 3207 from closing in any municipality until the requirements of those sections have been met; stores wherein no more than 5 persons, including the proprietor, are employed in the usual and regular conduct of business; stores which have no more than 5,000 square feet of interior customer selling space, excluding back room storage, office and processing space; and stores with more than 5,000 square feet of interior customer selling space which engage in retail sales and which do not require, as a condition of employment, that their employees work on Sundays. In no event, however, shall any store having more than 5,000 square feet of interior customer selling space be open on Easter Day, Thanksgiving Day and Christmas Day.

INSTRUCTIONS

A. PETITIONERS

- (1) MUST BE A REGISTERED VOTER
- (2) MUST SIGN ONLY ONCE
- (3) MUST NOT SIGN ANOTHER'S NAME
- (4) MUST, IF A MARRIED WOMAN, SIGN HER FIRST NAME AND SURNAME (NOT HER HUSBAND'S NAME PRECEDED BY "MRS.") IF REGISTERED UNDER HER MAIDEN NAME, SHE MUST SIGN THAT NAME
- (5) MUST INSERT DATE OF SIGNING PETITION (UNLESS INSERTED BY CIRCULATOR)
- (6) SHOULD PRINT TOWN OR CITY OF VOTING RESIDENCE, STREET ADDRESS, AND NAME (THIS INFORMATION MAY BE SUPPLIED BY CIRCULATOR)

B. VERIFYING CIRCULATOR

- (1) MUST BE A MAINE REGISTERED VOTER
- (2) MUST VERIFY THAT ALL SIGNATURES WERE MADE IN HIS PRESENCE AND TO THE BEST OF HIS KNOWLEDGE AND BELIEF THE SIGNATURES ARE OF THE PERSONS THEY PURPORT TO BE
- (3) SHOULD TAKE OATH BEFORE THE REGISTRAR HAS COMPLETED HIS CERTIFICATE

C. REGISTRAR (INCLUDING BOARD OF REGISTRATION)

MUST SIGN A CERTIFICATE, APPENDED TO THE PETITION, SPECIFYING WHICH NAMES ON THE PETITION APPEAR ON THE VOTING LIST OF THAT MUNICIPALITY AS QUALIFIED TO VOTE FOR GOVERNOR. (INFORMATION IN A.6 ABOVE IS TO ASSIST IN DETERMINING A PETITIONER'S STATUS AS A VOTER. IF THE SIGNATURE ALONE SUFFICIENTLY IDENTIFIES THE VOTER, IT SHOULD BE ACCEPTED.)

D. COMPLETING AND FILING THE PETITION

- (1) IF THE PETITION CONSISTS OF SEVERAL SHEETS, THEY MUST BE PERMANENTLY FASTENED TOGETHER; THE ATTESTATIONS OF THE VERIFYING CIRCULATOR AND THE REGISTRAR MUST BE APPENDED LAST AND REFER TO THE WHOLE DOCUMENT.
- (2) PEOPLE'S VETO PETITIONS MUST BE FILED IN THE SECRETARY OF STATE'S OFFICE BY 5 P.M. ON THE 90TH DAY AFTER THE RECESS OF THE LEGISLATURE, OR IF THAT DAY IS SATURDAY, SUNDAY OR LEGAL HOLIDAY, BY 5 P.M. ON THE PRECEDING DAY WHICH IS NOT A SATURDAY, SUNDAY OR LEGAL HOLIDAY. INITIATIVE PETITIONS MUST BE FILED BY 5 P.M. ON THE 50TH DAY AFTER THE CONVENING OF THE FIRST REGULAR SESSION OR THE 25TH DAY AFTER THE CONVENING OF THE SECOND REGULAR SESSION OF THE LEGISLATURE, OR, IF THE FILING DAY IS A SATURDAY, SUNDAY OR LEGAL HOLIDAY, BY 5 P.M. ON THE FOLLOWING DAY.
- (3) PETITIONS MAY NOT BE AMENDED AFTER FILING.