

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

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PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

CONSTITUTIONAL OFFICERS

Attorney General
Joseph E. Brennan

Secretary of State
Markham L. Gartley

Treasurer of State
Leighton Cooney

EXECUTIVE BRANCH

Governor
James B. Longley

STATE DEPARTMENTS

Agriculture, Department of
Commissioner.....Joseph N. Williams

Business Regulation, Department of
Commissioner.....Alfred W. Perkins

Conservation, Department of
Commissioner.....Richard Barringer

Defense and Veterans Services,
Department of
Commissioner.....Major General Paul R. Day

Educational and Cultural Services,
Department of
Commissioner.....H. Sawin Millett, Jr.

Environmental Protection,
Department of
Commissioner.....Henry E. Warren

Finance and Administration,
Department of
Commissioner.....John P. O'Sullivan

| | |
|--|---------------------|
| Human Services, Department of Commissioner..... | David E. Smith |
| Indian Affairs, Department of Commissioner..... | Charles W. Rhynard |
| Inland Fisheries and Wildlife, Department of Commissioner..... | Maynard F. Marsh |
| Manpower Affairs Commissioner..... | Emilien A. Levesque |
| Marine Resources, Department of Commissioner..... | Vinal O. Look |
| Mental Health & Corrections, Department of Commissioner..... | George A. Zitnay |
| Personnel, Department of Commissioner..... | Robert J. Stolt |
| Public Safety, Department of Commissioner..... | Col. Allan H. Weeks |
| Transportation, Department of Commissioner..... | Roger L. Mallar |

EXECUTIVE STAFF AGENCIES

| | |
|---|-------------------|
| Division of Community Services Director..... | Timothy P. Wilson |
| Commission for Women Chairperson..... | Patricia E. Ryan |
| Governor's Committee on Employment of the Handicapped Executive Director..... | Stanley Jones |
| Maine Criminal Justice Planning and Assistance Agency Executive Director..... | T. T. Trott, Jr. |
| Office of CETA Planning & Coordination Director..... | Peter M. Damborg |
| Office of State Employee Relations Director..... | Lanning S. Mosher |
| State Development Office Director..... | Hadley P. Atlass |
| State Planning Office Director..... | Allen Pease |

SELECTED BOARDS AND COMMISSIONS

| | |
|--------------------------------|------------------|
| Commission on Maine's Future | |
| Chairman..... | Halsey Smith |
| Human Rights Commission | |
| Chairperson..... | Joyce Harmon |
| Industrial Accident Commission | |
| Chairman..... | John Keaney |
| Public Utilities Commission | |
| Chairman..... | Ralph Gelder |
| State Employee Appeals Board | |
| Chairman..... | Samuel Shapiro |
| State Lottery Commission | |
| Director..... | George Orestis |
| State Personnal Board | |
| Chairperson..... | Patricia E. Ryan |

SELECTED QUASI-INDEPENDENT AGENCIES

| | |
|-----------------------------------|---------------------------|
| Baxter State Park Authority | |
| Chairman..... | Maynard F. Marsh |
| Maine State Housing Authority | |
| Director..... | Genevieve Gelder |
| Maine Maritime Academy | |
| Superintendent..... | Admiral Edward A. Rodgers |
| Maine State Retirement System | |
| Executive Director..... | William G. Blodgett |
| Maine Turnpike Authority | |
| Chairman..... | Harold T. Wiley |
| Maine Municipal Bond Bank | |
| Chairman..... | Stephen R. Crockett |
| University of Maine | |
| Chancellor..... | Patrick E. McCarthy |
| Maine Guarantee Authority | |
| Chairman..... | Henry Lowe |
| Board of Environmental Protection | |
| Chairman..... | Henry E. Warren |
| State Board of Education | |
| Chairperson..... | Tobie Nathanson |

District Court

Nicholas W. Danton, Chief Judge (District X)..Springvale
 Arthur J. Nadeau, Jr. (District I).....Caribou
 Julian W. Turner (District II).....Presque Isle
 F. Davis Clark (District III).....Bangor
 Morris G. Pilot (District III).....Bangor
 Millard E. Emanuelson (District IV).....Machias
 Edwin R. Smith (District V).....Bar Harbor
 Paul A. MacDonald (District VI).....Rockland
 Courtland D. Perry (District VII).....Augusta
 L. Damon Scales, Jr. (District VIII).....Lewiston
 Bernard M. Devine (District IX).....Portland
 John L. Batherson (District XI).....Rumford
 John W. Benoit, Jr. (District XII).....Farmington
 Jessie H. Briggs (District XIII).....Dover-Foxcroft
 Simon Spill (Judge at Large).....Saco
 Ronald L. Kellam (Judge at Large).....Portland
 David F. Aldrich (Judge at Large).....Norway
 Harriet P. Henry (Judge at Large).....Portland
 Ralph H. Ross (Judge at Large).....Sanford
 Vacancy in District IX

Administrative Court

Edward M. Robinson, Administrative Court Judge..Lewiston
 Edward W. Rogers, Associate Administrative
 Court Judge.....Portland

Judicial Council

Vincent L. McKusick, Chairman.....Portland
 Joseph E. Brennan.....Portland
 Sally W. Rand.....Harpswell
 Ronald A. Hart.....Bath
 Edith L. Hary.....Hallowell
 James H. Dineen.....Kittery
 Lynda C. Haskell.....Farmington
 Mary Karatsanos.....Portland
 Ian MacInnes.....Bangor
 William E. McCarthy.....Rumford
 Charles A. Pomeroy.....North Windham
 Bert S. Prunty, Jr.....Cape Elizabeth
 Orville T. Ranger.....Brunswick
 Simon Spill.....Biddeford
 Nicholas W. Danton.....Springvale

LEGISLATIVE BRANCH
Legislature

SENATE

Joseph Sewall, President

| | | | |
|----------|----|-----------------------------|----------------|
| District | 1 | Walter W. Hichens..... | Eliot |
| District | 2 | Robert M. Farley..... | Biddeford |
| District | 3 | Ralph M. Lovell..... | Sanford |
| District | 4 | Peter W. Danton..... | Saco |
| District | 5 | Philip C. Jackson..... | Harrison |
| District | 6 | David G. Huber..... | Falmouth |
| District | 7 | Ronald E. Usher..... | Westbrook |
| District | 8 | Richard D. Hewes..... | Cape Elizabeth |
| District | 9 | Gerard P. Conley..... | Portland |
| District | 10 | Philip L. Merrill..... | Portland |
| District | 11 | Richard A. Morrell..... | Brunswick |
| District | 12 | Olympia J. Snowe..... | Auburn |
| District | 13 | Thomas M. Mangan..... | Lewiston |
| District | 14 | Carroll E. Minkowsky..... | Lewiston |
| District | 15 | Jerrold B. Speers..... | Winthrop |
| District | 16 | Donald R. O'Leary..... | Mexico |
| District | 17 | Andrew J. Redmond..... | North Anson |
| District | 18 | Richard H. Pierce..... | Waterville |
| District | 19 | Bennett D. Katz..... | Augusta |
| District | 20 | John D. Chapman..... | Woolwich |
| District | 21 | Samuel W. Collins, Jr..... | Rockland |
| District | 22 | Edwin H. Greeley..... | Morrill |
| District | 23 | Matthew C. Levine..... | Winslow |
| District | 24 | Minnette H. Cummings..... | Newport |
| District | 25 | Howard M. Trotzky..... | Bangor |
| District | 26 | Theodore S. Curtis, Jr..... | Orono |
| District | 27 | Joseph Sewall..... | Old Town |
| District | 28 | Cecil H. McNally..... | Ellsworth |
| District | 29 | J. Hollis Wyman..... | Milbridge |
| District | 30 | Charles P. Pray..... | Millinocket |
| District | 31 | Donald F. Collins..... | Caribou |
| District | 32 | Roland D. Martin..... | Frenchville |
| District | 33 | Michael E. Carpenter..... | Houlton |

OFFICERS

Joseph Sewall, President
 May M. Ross, Secretary
 Mary S. Porter, Assistant Secretary
 Theresa Morrison, Sergeant-at-Arms
 Walter W. Cameron, Assistant Sergeant-at-Arms
 Robert Sellar, Postmaster
 Randolph Kirk Angotti, Doorkeeper
 Rowena W. Chick, Page
 Marion Jill Healey, Page
 Ruth E. Dennett, Reporter

Hattie A. Sheaff, Assistant Reporter
 Cynthia L. Harvey, Assistant Reporter
 Janice M. Anderson, Secretary to the President
 Robert T. McKernan, Administrative Aide to the President
 Marie K. Brotherton, Office Secretary
 Patricia K. Moreau, Office Secretary
 Mary Y. Hawes, Office Secretary
 Sandra C. Lovejoy, Senate Stenographer
 Renee Potosky, Senate Stenographer

HOUSE OF REPRESENTATIVES

John L. Martin, Speaker

| | | | |
|----------|----|---------------------------------|-----------------|
| District | 1 | Arthur P. Lynch..... | Livermore Falls |
| District | 2 | Glen W. Torrey..... | Poland |
| District | 3 | James E. Tierney..... | Lisbon Falls |
| District | 4 | Ross A. Green..... | Auburn |
| District | 4 | Stephen T. Hughes..... | Auburn |
| District | 4 | Joyce E. Lewis..... | Auburn |
| District | 4 | Barbara M. Trafton..... | Auburn |
| District | 5 | J. P. Normand LaPlante..... | Sabattus |
| District | 6 | Georgette B. Berube..... | Lewiston |
| District | 6 | Laurier G. Biron..... | Lewiston |
| District | 6 | Albert E. Cote..... | Lewiston |
| District | 6 | Emile Jacques..... | Lewiston |
| District | 6 | Louis Jalbert..... | Lewiston |
| District | 6 | Arthur C. Raymond..... | Lewiston |
| District | 7 | Richard E. McKean..... | Limestone |
| District | 8 | James McBreairty..... | Perham |
| District | 9 | Philip F. Peterson..... | Caribou |
| District | 10 | Philip R. Bennett, Jr..... | Caribou |
| District | 11 | Frederick B. Lunt..... | Presque Isle |
| District | 12 | Harry F. Rideout..... | Presque Isle |
| District | 13 | Armand A. LeBlanc (resigned)... | Van Buren |
| District | 14 | John L. Martin..... | Eagle Lake |
| District | 15 | Floyd L. Powell..... | Wallagrass Pl. |
| | | (Deceased 1/29/77) | |
| District | 15 | Reginald Plourde..... | Fort Kent |
| | | (Qualified 3/31/77) | |
| District | 16 | Edward A. McHenry..... | Madawaska |
| District | 17 | Luman P. Mahany..... | Easton |
| District | 18 | Carl W. Smith..... | Mars Hill |
| District | 19 | Frank Peltier..... | Houlton |
| District | 20 | Leonard R. Lougee..... | Island Falls |
| District | 21 | Edith S. Beaulieu..... | Portland |
| District | 21 | Anne M. Boudreau..... | Portland |
| District | 21 | David H. Brenerman..... | Portland |
| District | 21 | Laurence E. Connolly, Jr..... | Portland |
| District | 21 | James E. Flanagan..... | Portland |
| District | 21 | John W. Jensen..... | Portland |
| District | 21 | John J. Joyce..... | Portland |

House Members and Officers

| | | | |
|----------|----|-------------------------------|----------------|
| District | 21 | Mary Najarian..... | Portland |
| District | 21 | Merle Nelson..... | Portland |
| District | 21 | Gerald E. Talbot..... | Portland |
| District | 22 | Sherry F. Huber..... | Falmouth |
| District | 23 | G. William Diamond..... | Windham |
| District | 24 | Gail H. Tarr..... | Bridgton |
| District | 25 | William J. Garsoe..... | Cumberland |
| District | 26 | Richard A. Spencer..... | Standish |
| District | 27 | Nancy Randall Clark..... | Freeport |
| District | 28 | Patrick T. Jackson, Jr..... | Yarmouth |
| District | 29 | Gordon F. Cunningham..... | New Gloucester |
| District | 30 | Rodney S. Quinn..... | Gorham |
| District | 31 | J. Robert Carrier..... | Westbrook |
| District | 31 | Stanley E. Laffin..... | Westbrook |
| District | 32 | Sharon B. Benoit..... | South Portland |
| District | 33 | Linwood M. Higgins..... | Scarborough |
| District | 34 | Nancy N. Masterton..... | Cape Elizabeth |
| District | 35 | Robert J. Curran..... | South Portland |
| District | 35 | Barbara A. Gill..... | South Portland |
| District | 35 | Robert S. Howe..... | South Portland |
| District | 36 | Richard G. Morton..... | Farmington |
| District | 37 | Sidney D. Maxwell..... | Jay |
| District | 38 | Edward L. Dexter..... | Kingfield |
| District | 39 | John H. Rollins..... | Dixfield |
| District | 40 | Walter L. Bunker..... | Gouldsboro |
| District | 41 | James A. Silsby..... | Ellsworth |
| District | 42 | Eugene L. Churchill..... | Orland |
| District | 43 | Thomas R. Perkins..... | Blue Hill |
| District | 44 | Lawrence P. Greenlaw, Jr..... | Stonington |
| District | 45 | David R. Ault..... | Wayne |
| District | 46 | Laurence P. Bagley..... | Winthrop |
| District | 47 | Charles G. Dow..... | West Gardiner |
| District | 48 | Thomas A. Kilcoyne..... | Gardiner |
| District | 49 | Robert G. Stubbs..... | Hallowell |
| District | 50 | Elizabeth H. Mitchell..... | Vassalboro |
| District | 51 | David W. Bustin..... | Augusta |
| District | 51 | Daniel B. Hickey..... | Augusta |
| District | 51 | Mary E. Kane..... | Augusta |
| District | 52 | Paul A. Boudreau..... | Waterville |
| District | 52 | Richard J. Carey..... | Waterville |
| District | 53 | Judy C. Kany..... | Waterville |
| District | 54 | Guy I. Hunter..... | Benton |
| District | 55 | Marjorie C. Hutchings..... | Lincolnton |
| District | 56 | Bonnie Post..... | Owls Head |
| District | 57 | Arthur M. Sprowl..... | Hope |
| District | 58 | Wayne C. Gray..... | Rockland |
| District | 59 | Gary Wayne Fowlie..... | Rockland |
| District | 60 | Charlotte Byers Sewall..... | Newcastle |
| District | 61 | Linwood E. Palmer, Jr..... | Nobleboro |
| District | 62 | William B. Blodgett..... | Waldoboro |
| District | 63 | Karen L. Brown..... | Bethel |
| District | 64 | James F. Wilfong..... | Stow |
| District | 65 | Jacob J. Immonen..... | West Paris |
| District | 66 | R. Donald Twitchell..... | Norway |

| | | |
|--------------|------------------------------------|------------------|
| District 67 | Kenneth C. Brown..... | Mexico |
| District 68 | Albert Theriault..... | Rumford |
| District 69 | James L. Peakes..... | Dexter |
| District 70 | Sandra K. Prescott..... | Hampden |
| District 71 | David S. Marshall..... | Millinocket |
| District 72 | Walter A. Birt..... | East Millinocket |
| District 73 | Harold R. Cox..... | Brewer |
| District 74 | John M. Norris II..... | Brewer |
| District 75 | Lloyd Littlefield..... | Hermon |
| District 76 | Robert A. MacEachern..... | Lincoln |
| District 77 | Richard S. Davies..... | Orono |
| District 78 | Dana C. Devoe..... | Orono |
| District 79 | Michael D. Pearson..... | Old Town |
| District 80 | Stephen R. Gould..... | Old Town |
| District 81 | Donald A. Strout..... | Corinth |
| District 82 | James T. Dudley..... | Enfield |
| District 83 | Angela Z. Aloupis..... | Bangor |
| District 83 | Frank M. Carter..... | Bangor |
| District 83 | James S. Henderson..... | Bangor |
| District 83 | Edward C. Kelleher..... | Bangor |
| District 83 | Swift Tarbell III..... | Bangor |
| District 84 | Stephanie Locke..... | Sebec |
| District 85 | John E. Masterman..... | Milo |
| District 86 | Donald M. Hall..... | Sangerville |
| District 87 | Timothy M. Moody..... | Richmond |
| District 88 | Lorraine N. Chonko..... | Topsham |
| District 89 | Courtney E. Stover..... | West Bath |
| District 90 | Kathleen Watson Goodwin..... | Bath |
| District 91 | Anne J. Bachrach..... | Brunswick |
| District 91 | Antoinette C. Martin..... | Brunswick |
| District 92 | Jasper S. Wyman..... | Pittsfield |
| District 93 | Alton W. Whittemore..... | Skowhegan |
| District 94 | Thomas M. Teague..... | Fairfield |
| District 95 | James P. Elias..... | Madison |
| District 96 | Bernard H. Austin..... | Bingham |
| District 97 | Donald H. Burns..... | Anson |
| District 98 | Lloyd G. Drinkwater..... | Belfast |
| District 99 | Melvin A. Shute..... | Stockton Springs |
| District 100 | Kenneth E. Tozier, Jr..... | Unity |
| District 101 | A. Harold Fenlason..... | Danforth |
| District 102 | Robert J. Gillis, Jr..... | Calais |
| District 103 | Kenneth A. Mills..... | Eastport |
| District 104 | Norman W. Nelson..... | Rogue Bluffs |
| District 105 | Maynard G. Connors..... | Franklin |
| District 106 | Barry L. Valentine..... | York |
| District 107 | Lena C. Durgin..... | Kittery |
| District 108 | Orland G. McPherson..... | Eliot |
| District 109 | Harland C. Goodwin, Jr..... | South Berwick |
| District 110 | Edward H. Mackel..... | Wells |
| District 111 | James K. McMahon..... | Kennebunk |
| District 112 | Frank P. Wood..... | Sanford |
| District 113 | Roland A. Gauthier (resigned)..... | Sanford |
| District 113 | Richard J. Nadeau..... | Sanford |
| District 114 | Elmont S. Tyndale..... | Kennebunkport |

House Members and Officers

XXI

District 115 Lucien A. Dutremble.....Biddeford
District 115 J. P. Marcel Lizotte.....Biddeford
District 115 Peter P. Truman.....Biddeford
District 116 George A. Carroll.....Limerick
District 117 John M. Kerry.....Old Orchard Beach
District 118 Philip P. Berry.....Buxton
District 119 Barry J. Hobbins.....Saco
Indian Representative, Ernest J. Goslin.....Penobscot
Tribe
Indian Representative, George Stevens.....Passamaquoddy
Tribe

OFFICERS

John L. Martin, Speaker
Edwin H. Pert, Clerk of the House
Deborah L. Bedard, Assistant Clerk
James H. Munday, Administrative Aide to the Speaker
Valerie C. Wilfong, Sergeant-at-Arms
Darrell J. Ouelette, Assistant Sergeant-at-Arms
Margaret Pratt, Page
Jefferey R. White, Page
Charles Pelletier, Page
Lawrence Downs, Doorkeeper
Slyvio Cote, Doorkeeper
Phyllis Stafford, Secretary to the Speaker
Norma Morrisette, House Reporter
Margaret Lerette, Assistant House Reporter
John W. Royce, Legislative Document Clerk
John M. Michael, Assistant Document Clerk

LEGISLATIVE COUNCIL

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Sen. David G. Huber, Vice Chairman
Sen. Gerard P. Conley
Sen. Peter W. Danton
Sen. Joseph Sewall
Sen. Jerrold B. Speers
Rep. William J. Garsoe
Rep. Linwood E. Palmer, Jr.
Rep. Rodney S. Quinn
Rep. James E. Tierney

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- Legislative Research Office
Director.....David S. Silsby
- Legislative Finance Office
Finance Officer.....Ronald H. Lord
- Law and Legislative Reference Library
Law Librarian.....Edith L. Hary
- Legislative Staff Assistants
Coordinator.....Helen Ginder