

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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Kennebec Journal  
Augusta, Maine  
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**PUBLIC LAWS**  
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They shall be filed with the clerk during business hours on or before the ~~21st~~ 35th day next prior to the day of election.

**Sec. 2.** 30 MRSA § 2061, sub-§ 3, ¶ C, first sentence, as amended by PL 1971, c. 265, § 1, is further amended to read:

A certificate of political caucus nomination and a nomination paper which conforms with this section is valid unless a written objection to it is made to the selectmen on or before the ~~19th~~ 33rd day next prior to the day of election.

Effective September 14, 1979

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## CHAPTER 151

S. P. 79 — L. D. 168

### AN ACT to Ensure the Safety of Minors Participating in Trip Camping.

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

**Sec. 1.** 12 MRSA § 2052, as last amended by PL 1977, c. 503, § 8, is repealed and the following enacted in its place:

#### § 2052. Junior Maine guides and trip leaders; curriculum board

The commissioner shall appoint a board of 5 members, to be known as the "Junior Maine Guides and Trip Leaders' Curriculum Board." The board shall consist of one member from the Department of Inland Fisheries and Wildlife, one member from the Department of Human Services and 3 public members, one of whom shall be a Maine camp director. All members shall serve without compensation, except that public members shall be reimbursed for travel and other necessary expenses incurred in the performance of their duties. Appointments to the board shall be for 3 years or until successors are appointed.

The board shall hold such meetings as may be necessary and shall adopt rules and regulations for the administration of this section and section 2054. The board shall establish standards of requirements and methods of ascertaining fitness of candidates for a junior Maine guide certificate. The board shall also adopt, approve and review camp trip leaders safety course curriculum which shall include, but not be limited to, training in first aid and water safety, including lifesaving techniques, as appropriate, and camp trip leaders qualifications under the special application procedure as stated in section 2054.

All candidates for junior Maine guide certificates shall be at least 14 years of age. Those who pass the required examination shall be presented with junior

Maine guide certificates signed by the commissioner. No junior Maine guide may receive remuneration for services or compete in any way with regular Maine guides.

All applicants for trip leaders' permits shall be at least 18 years of age.

Sec. 2. 12 MRSA § 2054, as last amended by PL 1975, c. 293, § 5, is repealed and the following enacted in its place:

**§ 2054. Trip leaders' permits**

Boys' and girls' camps located in Maine and duly licensed by the Department of Human Services, or located in another state and duly licensed in a similar manner if the laws of the other state so require, conducting trip camping shall provide a minimum ratio of one staff member, at least 18 years of age, for each 6 campers who are minors. The staff member in charge of the trip shall be a holder of a trip leader's permit.

Any person wishing such a permit shall submit an application on such form as the commissioner shall provide and pay the fee as provided. After January 1, 1980, in order to qualify initially for such a permit, an applicant shall either show successful completion of a camp trip leader's safety course, the curriculum of which shall be approved by the Junior Maine Guides and Trip Leaders' Curriculum Board, or be approved by the special application procedure stated in this section.

A camp trip leader's safety course curriculum may be submitted to the board for approval and, in addition thereto, the commissioner shall publish curriculum adopted or approved by the board and a current list of courses with the approved curriculum by name and address.

In lieu of a showing of successful completion of a camp trip leader's safety course, an applicant may complete a special application outlining in detail his experience and training as a trip leader. Approval by the commissioner of this application and payment of the qualifying fee shall qualify the applicant thereafter for a trip leader's permit.

Wardens of the Department of Inland Fisheries and Wildlife and the rangers of the Bureau of Forestry are authorized to enforce the provisions of this section. They may terminate any trip in violation of this section or considered unsafe. The commissioner shall consider previous violations of this section when issuing or reissuing trip leaders' permits.

The initial qualifying fee for a trip leader's permit shall be \$10. Persons may annually renew this permit upon payment of \$5.

In order to permit time for the implementation of this section, prior to January

1, 1980, trip leaders' permits shall be granted without qualifying requirements upon payment of a fee of \$5.

Effective September 14, 1979

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## CHAPTER 152

S. P. 159 — L. D. 334

**AN ACT to Regulate the Number of Lobster Traps in Certain Waters of Kittery.**

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

Sec. 1. 12 MRSA § 6439, sub-§ 1, as enacted by PL 1977, c. 661, § 5, is amended to read:

1. **West of Cape Elizabeth and east of Kittery.** Westerly of a line drawn from the active lighthouse at Two Lights in Cape Elizabeth to the Hue and Cry Buoy, and northerly and easterly of a line running between the Kitts Rocks Whistle Buoy and the West Sister Buoy and extending westerly to the New Hampshire border, and from the West Sister Buoy to the Murray Rock Buoy and thence to and through the lighthouse on Boone Island and, continuing in a straight line, to the boundary of the coastal waters within the jurisdiction of this State;

Sec. 2. 12 MRSA § 6439-A is enacted to read:

§ 6439-A. **Limited lobster fishing in the vicinity of Kittery**

It shall be unlawful to have on a trawl more than 10 lobster traps on one warp and buoy in the coastal waters southerly of a line running between the Kitts Rocks Whistle Buoy and the West Sister Buoy and extending westerly to the New Hampshire border, and from the West Sister Buoy to the Murray Rock Buoy and thence to and through the lighthouse on Boone Island and, continuing in a straight line, to the boundary of the coastal waters within the jurisdiction of this State. Each trawl set in this area shall be marked with at least one buoy with a buoy stick of at least 4 feet in length.

Effective September 14, 1979

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## CHAPTER 153

S. P. 160 — L. D. 335

**AN ACT Exempting Certain Nonconsumer, Industrial Uses of Aerosols from the Statute Prohibiting Certain Aerosols.**