

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 453-End

AND AT THE
FIRST SPECIAL SESSION
September 6, 1983 to September 7, 1983
Chapters 583-588

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1983

SELECTED
MEMORIALS
AND
JOINT RESOLUTIONS

State of Maine

In the Year of Our Lord One Thousand Nine Hundred and Eighty-Two

JOINT RESOLUTION MEMORIALIZING THE PRESIDENT
OF THE UNITED STATES, THE SECRETARY OF
COMMERCE AND THE MAINE CONGRESSIONAL
DELEGATION CONCERNING THE CURRENT
HARDSHIPS ON CERTAIN MAINE
INDUSTRIES DUE TO THE LACK OF A
FAIR AND EQUITABLE TRADE POLICIES

We, your Memorialists, the Senate and House of Representatives of the State of Maine in the First Regular Session of the 111th Legislature, now assembled, most respectfully present and petition the President of the United States, the Secretary of Commerce and the Maine Congressional Delegation, as follows:

Whereas, certain industries of the State are severely suffering from the lack of fair and reasonable trade policies on foreign goods; and

Whereas, this crisis is compounded by a difference in currency values and government subsidies which have resulted in a flood of Canadian imports; and

Whereas, the encroachment on producer markets of eastern United States is devastating the farming, lumber and fishing industries of this State; and

Whereas, the Maine economy is suffering the depletion of these vital industries and the loss of countless jobs related thereto; and

Whereas, the citizens of Maine whose livelihood depends on a prompt and equitable solution to this problem must look to the Federal Government for appropriate relief; now, therefore, be it

Resolved: That We, your Memorialists, respectfully urge that these difficulties and hardships should not be allowed to continue; and be it further

Resolved: That We respectfully request the President of the United States and the Secretary of Commerce for the United States and the Maine Congressional Delegation to make every effort to establish fair and equitable foreign trade policies for the farming, fishing and lumber industries of this State; to renegotiate those international trade agreements which are so undeniably injurious to Maine industries; to provide appropriate relief where undue damage has resulted and to adjust the imbalance caused by the differences in currency values; and be it further

Resolved: That suitable copies of this resolution be transmitted immediately to the Honorable Ronald W. Reagan, President of the United States, to the Secretary of Commerce for the United States and to each member of the Maine Congressional Delegation.

In Senate Chamber

Read and Adopted

December 1, 1982

Sent down for Concurrence

JOY J. O'BRIEN

Secretary

Ordered Sent Forthwith

House of Representatives

Read and Adopted
in Concurrence

December 1, 1982

EDWIN H. PERT

Clerk

S.P. 18

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION TO RATIFY AN AMENDMENT
TO THE FEDERAL CONSTITUTION TO PROVIDE FOR
REPRESENTATION OF THE DISTRICT OF COLUMBIA
IN THE CONGRESS

Whereas, the 95th Congress of the United States of America at its second session, in both Houses, by a constitutional majority of two-thirds thereof, adopted the following proposition to amend the Constitution of the United States of America in the following words, to wit:

JOINT RESOLUTION PROPOSING AN AMENDMENT
TO THE CONSTITUTION TO PROVIDE FOR REPRESENTATION
OF THE DISTRICT OF COLUMBIA IN THE CONGRESS

“Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), that the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the Legislatures of three-fourths of the several states within seven years from the date of its submission by the Congress.

ARTICLE

“Section 1. For purposes of representation in the Congress, election of the President and Vice-President, and Article V of this Constitution, the District constituting the seat of government of the United States shall be treated as though it were a state.

“Section 2. The exercise of the rights and powers conferred under this article shall be by the people of the District constituting the seat of government, and as shall be provided by the Congress.

“Section 3. The twenty-third article of amendment to the Constitution of the United States is hereby repealed.

“Section 4. This article shall be inoperative, unless it shall have been ratified as an amendment to the Constitution by the Legislatures of three-fourths of the several States within seven years from the date of its submission.”; now, therefore, be it

Resolved: By the Members of the Senate and the House of Representatives of the 111th Legislature, now assembled, that such proposed

amendment to the Constitution of the United States of America be and the same is hereby ratified; and be it further

Resolved: That certified copies of this Resolution be forwarded by the Secretary of State to the Administrator of General Services, Washington, D.C., and the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States.

House of Representatives

Adopted

February 15, 1983

Sent up for Concurrence

EDWIN H. PERT

Clerk

Ordered Sent Forthwith

In Senate Chamber

Adopted

February 16, 1983

In Concurrence

JOY J. O'BRIEN

Secretary

Ordered Sent Forthwith

H.P. 257

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION RELATING TO CONSERVATION OF MAINE FARMLAND

Whereas, agricultural land is essential for agricultural production; and

Whereas, Maine agriculture is a major contributor to the economy of this State and the region, both directly and through its advantages to other industry; and

Whereas, agricultural activities preserve natural resources, as well as the Maine landscape, foster the values of independence, integrity and self-reliance which spring from agricultural communities and promote economic self-sufficiency; and

Whereas, such lands constitute a limited and finite portion of Maine's land base, and continue to be threatened with conversion to nonagricultural uses; now, therefore, be it

Resolved: That We, the Members of the 111th Legislature, now assembled in the First Regular Session, consider the state's farmland to be a unique and irreplaceable resource, whose conservation is essential to present and future sustained agricultural activities, and yields significant benefit to the people of the State; and be it further

Resolved: That the Members hereby consider it the policy of this State to encourage the efforts of both public agencies and private organizations to protect and maintain open agricultural land within Maine for present and future use. Toward this end, the members endorse the voluntary transfer of rights and interest in agricultural lands through agreements between farmland owners and private land conservation agencies; and further declare their support for activities which will strengthen Maine's agricultural economy and thereby also aid in the conservation of farmland; and be it further

Resolved: That the Members take this opportunity to encourage federal, state and local cooperation in this effort to conserve Maine's farmland; and be it further

Resolved: That suitable copies of this resolution be sent forthwith to the Department of Agriculture, Food and Rural Resources.

In Senate Chamber

Read and Adopted

March 24, 1983

Sent down for concurrence

House of Representatives

Read and Adopted

In Concurrence

March 24, 1983

JOY J. O'BRIEN

Secretary

Ordered Sent Forthwith

EDWIN H. PERT

Clerk

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION MEMORIALIZING THE
97TH CONGRESS OF THE UNITED STATES
TO TAKE ACTION TO ADDRESS THE
PROBLEMS POSED BY ACID PRECIPITATION.

We, your Memorialists, the Senate and House of Representatives of the State of Maine in the First Regular Session of the One Hundred and Eleventh Legislature, now assembled, most respectfully present and petition the members of the 97th Congress of the United States of America, as follows:

Whereas, hundreds of lakes in the northeastern United States and eastern Canada are devoid of animal and plant life due to the effects of acidic precipitation, so-called acid rain; and

Whereas, the same acid rain continues to pose a similar threat to the lakes and rivers and animal and plant life of this region; and

Whereas, in Maine the acidity in some of our lakes has increased eightfold in the last 40 years; and

Whereas, acid rain poses an enormous economic burden on those regions it affects producing an estimated cost of \$250 million in damages annually to lakes and rivers east of the Mississippi River; and

Whereas, the effects of acid rain are not limited to aquatic resources, but also seriously affect local flora; and

Whereas, 90% of Maine is forested and 30% of all of its manufacturing jobs are in forest related industries which produce more than \$2.5 billion worth of products, or 43% of the value of all products produced in this State; and

Whereas, the potential loss to Maine's economy posed by the effects of acid rain is enormous; and

Whereas, in a more general and yet more important regard the United States and Canada share a common stewardship of the resources, flora and fauna of one of the richest land masses in the world for the benefit of future generations which is being continually endangered by the effects of acid rain to the detriment of these future generations and in derogation of our stewardship responsibilities; and

Whereas, the American response to this problem has succeeded only in causing a serious strain on our relationship with our Canadian neighbors; and

Whereas, more responsible and responsive actions on the part of the American Government are required now to eliminate this problem before the damage done is totally irreversible; now, therefore, be it

Resolved: That We, your Memorialists, respectfully urge and request that the 97th United States Congress take prompt action to make significant reductions in sulfur dioxide emissions in the 31-state region east of or bordering on the Mississippi River; and be it further

Resolved: That a duly authenticated copy of this memorial be immediately submitted by the Secretary of State to the President of the Senate and the Speaker of the House of the Congress of the United States and to each member of Congress from this State.

In Senate Chamber

Read and Adopted

March 29, 1983

Sent down for Concurrence

House of Representatives

Read and Adopted

March 30, 1983

In Concurrence

JOY J. O'BRIEN

Secretary

Ordered Sent Forthwith

EDWIN H. PERT

Clerk

Ordered Sent Forthwith

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION COMMEMORATING THE “DAYS OF REMEMBRANCE” OF THE VICTIMS OF THE NAZI HOLOCAUST

Whereas, less than 40 years ago, 6 million Jews were murdered in the Nazi Holocaust as part of a systematic program of genocide, and millions of other people suffered as victims of Nazism; and

Whereas, the people of the State of Maine should always remember the atrocities committed by the Nazis so that such horrors must never be repeated; and

Whereas, the people of the State of Maine should continually rededicate themselves to the principle of equal justice for all people; and

Whereas, the people of the State of Maine should remain eternally vigilant against all tyranny, and recognize that bigotry provides a breeding ground for tyranny to flourish; and

Whereas, April 10th, has been designated, pursuant to an Act of Congress and internationally, as a Day of Remembrance of Victims of the Nazi Holocaust, known as Yom Hashoah; and

Whereas, the international community will be commemorating the week of April 10th through April 17th, as the “Days of Remembrance” of the victims of the Nazi Holocaust; and

Whereas, it is appropriate for the people of the State of Maine to join in this international commemoration; now, therefore be it

Resolved: That We, the Members of the First Regular Session of the 111th Legislature on behalf of the people of the State of Maine, in memory of the victims of the Holocaust, recommit ourselves to the lessons of the Holocaust through this international week of the com-

memoration and express our common desires to continually strive to overcome prejudice and inhumanity through education, vigilance and resistance; and be it further

Resolved: That suitable copies of this Joint Resolution be prepared and transmitted forthwith to the United States Holocaust Memorial Council in Washington, D.C., on behalf of the people of the State of Maine.

House of Representatives

Read and Adopted

April 13, 1983

Sent up for Concurrence

EDWIN H. PERT

Clerk

Ordered Sent Forthwith

H.P. 465

In Senate Chamber

Read and Adopted

In Concurrence

April 14, 1983

JOY J. O'BRIEN

Secretary

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF
THE UNITED STATES, THE UNITED STATES SECRETARY
OF TRANSPORTATION AND THE CONGRESS OF THE
UNITED STATES TO REMOVE CERTAIN ROADS
IN THE STATE OF MAINE FROM THE INTERIM
DESIGNATED NETWORK FOR OPERATION OF
TRACTOR-SEMITRAILER-TRAILER COMBINATIONS

We, your Memorialists, the Senate and House of Representatives of the State of Maine in the First Regular Session of the One Hundred and Eleventh Legislature, now assembled, most respectfully present and petition the Honorable Ronald W. Reagan, President of the United States, Elizabeth H. Dole, United States Secretary of Transportation and the Congress of the United States, as follows:

Whereas, the United States Surface Transportation Assistance Act of 1982 made several significant changes in federal law governing the type of trucks that can operate on the Federal Aid Interstate System and other qualifying federal aid primary roads, as designated by the United States Secretary of Transportation; and

Whereas, the United States Surface Transportation Assistance Act, Section 411, requires that all states permit the operation of tractor-semitrailer-trailer combinations on the Interstate Highway System and on other designated portions of the Federal Aid Primary System; and

Whereas, the State of Maine has not previously allowed the operation of tractor-semitrailer-trailer combinations on Maine highways because of safety considerations; and

Whereas, the 111th Maine Legislature has amended its state law effective April 1, 1983, consistent with the United States Surface Transportation Assistance Act of 1982; and

Whereas, the 111th Maine Legislature is convinced that tractor-semitrailer-trailer combinations would jeopardize safety to Maine motorists if they were allowed to operate on roads other than 4-lane divided roads with access fully controlled; and

Whereas, Mr. R.A. Barnhart, Federal Highway Administrator, issued a policy statement published in the Federal Register, April 5, 1983, wherein an Interim Designated Network was established for

operation of tractor-semitrailer-trailer combinations effective April 6, 1983; and

Whereas, the Interim Designated Network included nearly 600 miles of highways within the State of Maine which were generally 2-lane facilities; and

Whereas, these substandard roads included 152 high-accident locations, 100 miles of federal aid secondary roads, and many railroad grade crossings, traffic signals and built-up urban areas; and

Whereas, tractor-semitrailer-trailer combinations represent an unacceptable threat to the health, welfare and safety of the people of Maine operating on any of our roads; now, therefore, be it

Resolved: That we, your Memorialists, respectfully urge that the President of the United States, Ronald W. Reagan, and the United States Secretary of Transportation, Elizabeth H. Dole, take steps to immediately remove the following roads in the State of Maine from the Interim Designated Network established by Federal Highway Administrator, R.A. Barnhart:

U.S. Route 202 from the New Hampshire state line to the Maine Turnpike;

U.S. Route 302 from the New Hampshire state line to I-295 in Portland;

U.S. Route 1 from I-95 in Brunswick to the Canadian border, Fort Kent, excluding the 4-lane divided fully-controlled access section between Brunswick and Bath; and

U.S. Route 1-A from U.S. Route 1, Stockton Springs, to U.S. Route 1 in Ellsworth; and be it further

Resolved: That the Congress of the United States return to the states the right to determine whether they will suffer tractor-semitrailer-trailer combinations on their highways, contrary to the provisions of the United States Surface Transportation Assistance Act of 1982, Section 411; and be it further

Resolved: That suitable copies of this resolution be transmitted immediately to the Honorable Ronald W. Reagan, President of the United States, to Elizabeth H. Dole, United States Secretary of

Transportation, to the President of the Senate and Speaker of the House of Representatives of the Congress of the United States and to each member of the Maine Congressional Delegation.

House of Representatives

Read and Adopted
April 19, 1983
Sent up for Concurrence

EDWIN H. PERT
Clerk

Ordered Sent Forthwith
H.P. 466

In Senate Chamber

Read and Adopted
in Concurrence
April 22, 1983

JOY J. O'BRIEN
Secretary

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION MEMORIALIZING THE
MAINE CONGRESSIONAL DELEGATION TO
SUPPORT THE RAILROAD RETIREMENT
SOLVENCY ACT OF 1983

We, your Memorialists, the Senate and House of Representatives of the State of Maine in the First Regular Session of the One Hundred and Eleventh Legislature, now assembled, most respectfully present and petition the Maine Congressional Delegation as follows:

Whereas, many residents of the State of Maine are currently engaged in railroad employment or have engaged in such employment in the past and look to the railroad retirement system to provide benefits when they retire; and

Whereas, many residents of the State of Maine are currently receiving benefits under the railroad retirement system and rely on such benefits to a large extent to meet the normal costs of living; and

Whereas, any reduction in the amount of benefits received by beneficiaries under the railroad retirement system would have a drastic affect on the ability of these beneficiaries to meet normal living expenses; and

Whereas, projections of the financial condition of the railroad retirement system show that unless corrective action is taken, monthly annuities will have to be reduced significantly beginning with the annuity checks to be sent out October 1, 1983, with additional reductions required in the future; and

Whereas, House Resolution 1646, the Railroad Retirement Solvency Act of 1983, was introduced in the United States House of Representatives on February 24, 1983, by Mr. Florio; and

Whereas, House Resolution 1646 would resolve the short-term and long-term financial problems of the railroad retirement system, through an evenhanded approach of tax increases on railroad employers and employees and adjustments of benefits to current and future beneficiaries, thereby preserving and protecting the rights and expectations of those currently receiving benefits and those who would receive such benefits in the future; now, therefore, be it

Resolved: That We, your Memorialists, respectfully urge that the members of Congress representing the State of Maine should actively support and vote favorably on House Resolution 1646, the Railroad Retirement Solvency Act of 1983; and be it further

Resolved: That suitable copies of this resolution be transmitted immediately to the members of the Maine Congressional Delegation.

In Senate Chamber
Read and Adopted
April 26, 1983
Sent Down for Concurrence

House of Representatives
Read and Adopted
April 26, 1983
In Concurrence

JOY J. O'BRIEN
Secretary
Ordered Sent Forthwith

EDWIN H. PERT
Clerk

S.P. 504

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION TO RATIFY AN AMENDMENT
TO THE CONSTITUTION OF THE UNITED STATES
TO PROVIDE FOR A DELAY IN AN INCREASE IN
COMPENSATION TO MEMBERS OF CONGRESS UNTIL
AN INTERVENING ELECTION OF REPRESENTATIVES
HAS OCCURRED

Whereas, the 1st Congress of the United States of America at its first session, in both Houses, by a constitutional majority of two-thirds thereof, adopted the following proposition to amend the Constitution of the United States of America in the following words, to wit:

“Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, two thirds of both Houses concurring that the following [article] be proposed to the legislatures of the several states, as [an amendment] to the constitution of the United States,... which [article], when ratified by three fourths of the said legislatures, to be valid to all intents and purposes, as part of the said Constitution, viz.:

ARTICLE

“No law varying the compensation for the services of the Senators and Representatives shall take effect, until an election of Representatives shall have intervened.”, now, therefore, be it

Resolved: By the Members of the Senate and the House of Representatives of the 111th Legislature, now assembled, that such proposed amendment to the Constitution of the United States of America be and the same is hereby ratified; and be it further

Resolved: That certified copies of this resolution be forwarded by the Secretary of State to the Administrator of General Services, Washington, D.C., and the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States.

In Senate Chamber
Read and Adopted

April 26, 1983

Sent down for Concurrence

JOY J. O'BRIEN

Secretary

House of Representatives

Read and Adopted

April 27, 1983

In Concurrence

EDWIN H. PERT

Clerk

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION MEMORIALIZING THE MAINE
CONGRESSIONAL DELEGATION AND APPROPRIATE
OFFICIALS OF THE IMMIGRATION AND NATURALIZATION
AND CUSTOM SERVICES OF THE UNITED STATES TO OPPOSE
THE PROPOSED PLAN TO CLOSE THE BORDER STATION AT
COBURN GORE, FRANKLIN COUNTY, MAINE

We, your Memorialists, the Senate and House of Representatives of the State of Maine in the First Regular Session of the One Hundred and Eleventh Legislature, now assembled, most respectfully present and petition the Members of the United States Congress from Maine and appropriate officials of the Immigration and Naturalization and Custom Services of the United States as follows:

Whereas, Coburn Gore, in the far northwest corner of Franklin County, is now the only port of entry between New Hampshire and Jackman, Maine; and

Whereas, this station manned by 2 customs officers is one of 34 ports in 9 northern border states that has been named for closure or curtailment by the Federal Government; and

Whereas, the closing of Coburn Gore station would stop all entry into the country at that point and traffic would be stopped at the border where Quebec Highway 161 becomes Maine Route 27; and

Whereas, Coburn Gore is the only entry point for Canadians traveling to the year-round Sugarloaf recreational area; and

Whereas, this closure would place an economic hardship on both Maine and Canadian citizens and play havoc with commerce in the western Maine area; and

Whereas, a detour of more than 40 miles to another border crossing at Jackman is an undue burden for both commercial and pleasure traffic in this area; now, therefore, be it

Resolved: That We, your Memorialists, respectfully urge and request the Honorable Ronald W. Reagan, President of the United States, Members of the Congress of the United States and appropriate officials of Immigration and Naturalization and Custom Services of the United States to reverse any plans to close the border station at Coburn Gore in Franklin County, Maine and to consider the great hardship on people of this area that will result should that station be closed; and be it further

Resolved: That copies of this Memorial, duly authenticated by the Secretary of State be transmitted forthwith to the Members of the Maine Congressional Delegation and the appropriate heads of Immigration and Naturalization and Custom Services of the United States.

House of Representatives

Read and Adopted

May 3, 1983

Sent up for Concurrence

In Senate Chamber

Read and Adopted

in Concurrence

May 3, 1983

EDWIN H. PERT

Clerk

JOY J. O'BRIEN

Secretary

H.P. 1164

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION ON MEDICARE ASSIGNMENT

Whereas, both the public and private sectors have a heavy financial burden in paying for costs of health care; and

Whereas, through cooperative public education efforts among providers of and payors for health care, consumers can be made aware of the costs of that care; and

Whereas, many elderly rely on Medicare payments to cover their health care costs; and

Whereas, there is a discrepancy between Medicare allowable charges and physicians' or providers' actual charges, and older adults are often faced with large out-of-pocket expenses for physician care; and

Whereas, at certain times or in certain circumstances it may not be convenient for a consumer of health care to determine in advance whether his physician accepts Medicare assignment; and

Whereas, physicians agree that this information ought to be made available in advance to the consumer; now, therefore, be it

Resolved: That We, the Members of the First Regular Session of the 111th Legislature direct the Maine Committee on Aging, to conduct a survey of provider practices regarding Medicare assignment and report back the results by February 1, 1984; and be it further

Resolved: That the Maine Committee on Aging conduct an educational campaign for both providers and Medicare beneficiaries, on the importance of requesting provider practice on Medicare assignment in advance; and be it further

Resolved: That suitable copies of this Joint Resolution be sent forthwith to the Maine Committee on Aging.

In Senate Chamber

Read and Adopted

May 3, 1983

Sent down for Concurrence

House of Representatives

Read and Adopted

in Concurrence

May 4, 1983

JOY J. O'BRIEN

Secretary

EDWIN H. PERT

Clerk

Ordered Sent Forthwith

S.P. 522

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION APPLAUDING THE PARTIES INVOLVED
IN THE HISTORIC AGREEMENT BETWEEN THE PROVINCE
OF QUEBEC AND THE NEW ENGLAND STATES, TO
PROVIDE HYDRO-ELECTRIC POWER TO THE
PEOPLE OF NEW ENGLAND

Whereas, officials of the New England Power Pool (NEPOOL) and Hydro-Quebec have agreed to bring hydro-electric power from the Province of Quebec to New England; and

Whereas, the New England governors, Joseph Brennan of Maine, Richard Snelling of Vermont, William O'Neill of Connecticut, J. Joseph Garrihy of Rhode Island, John Sununu of New Hampshire, Michael Dukakis of Massachusetts, and the Prime Minister of Quebec, Rene Levesque, wholeheartedly endorse this historic agreement; and

Whereas, this interconnection agreement provides considerable savings for New England consumers with respect to energy costs and further reduces New England's dependency on oil; and

Whereas, the people of New England and their Canadian neighbors share common cultural, economic and environmental advantages and concerns; now, therefore, be it

Resolved: That We, the Members of the First Regular Session of the 111th Legislature of the State of Maine, now assembled, applaud this historic occasion as a sign of mutual goodwill between the people of New England and the Province of Quebec; and be it further

Resolved: That other mutually beneficial agreements between New England and Quebec be encouraged in future years to strengthen relationships between New England and Canada; and be it further

Resolved: That a suitable copy of this resolution be prepared and presented to Premier Rene Levesque.

In Senate Chamber

Read and Adopted

May 5, 1983

Sent down for Concurrence

House of Representatives

Read and Adopted

May 5, 1983

In Concurrence

JOY O'BRIEN

Secretary

EDWIN H. PERT

Clerk

S.P. 535

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION URGING EMPLOYMENT OF MAINE WORKERS IN CONSTRUCTION AND OPERATION OF BATH IRON WORKS PORTLAND EXPANSION PROJECT

Whereas, unemployment is a subject of great interest and concern to the citizens and legislature of the State of Maine; and

Whereas, Bath Iron Works, a subsidiary of Congoleum Corporation and the largest private employer in the State has entered a tripartite agreement with the City of Portland and the State to construct and operate a shipyard and dry-dock facilities; and

Whereas, this agreement came about by Act of the Legislature and public ratification with the state purpose of increasing the flow of commerce and providing enlarged opportunities for gainful employment by people of Maine; and

Whereas, vast sums have been committed by the city and the State to further this project at Portland, the site selected by the company; and

Whereas, the Portland expansion project was undertaken, with encouraging assurances, to serve as a catalyst for the betterment of Maine workers and the improvement of the Maine economy, and these expectations, held so dear, the Legislature cannot now ignore; now, therefore, be it

Resolved; That We, the Members of the 111th Legislature of the State of Maine now assembled in the First Regular Session take this opportunity to respectfully remind the president and management of Congoleum Corporation and its subsidiary, Bath Iron Works, of the support Maine people have given to this project and of the high hopes Maine workers hold that they will be given job training opportunities and a fair chance for gainful employment before soliciting begins elsewhere and, further, We affirm our desire that Maine workers, who are widely known for their skill, honesty, integrity and hardworking nature and who have shared a history of solid and fruitful success with this shipbuilding company for over half a century, be allowed some consideration and preference in the construction and operation of this expansion project; and be it further

Resolved: That suitable copies of this resolution be prepared and transmitted forthwith to the appropriate heads of Congoleum Corporation and its subsidiary, Bath Iron Works.

In Senate Chamber

Read and Adopted

May 11, 1983

Sent down for Concurrence

JOY J. O'BRIEN

Secretary

Ordered Sent Forthwith

S.P. 546

House of Representatives

Read and Adopted

May 11, 1983

In Concurrence

EDWIN H. PERT

Clerk

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION RECOGNIZING VIETNAM VETERANS

Whereas, the Vietnam veterans of our Armed Forces have served the United States of America and the State of Maine with distinction; and

Whereas, the Vietnam veterans deserve the highest honors and deepest gratitude of the citizens of this Nation and this State; and

Whereas, the Vietnam veterans have at times not received appropriate recognition for their service; now, therefore, be it

Resolved; That We, the Members of the Senate and House of Representatives of the First Regular Session of the 111th Legislature, now assembled, recognize the Vietnam veterans for their distinguished service, dedication and contributions under adverse conditions to this Nation and State; and be it further

Resolved: That this Legislature respectfully requests the Governor to issue a Proclamation establishing an appropriate day in 1983 as Vietnam Veterans Recognition Day; and be it further

Resolved: That a copy of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable Joseph E. Brennan, the headquarters of each veterans post and the headquarters of all military organizations and installations in the State.

House of Representatives
Read and Adopted
May 31, 1983
Sent up for Concurrence

In Senate Chamber
Read and Adopted
in Concurrence
May 31, 1983

EDWIN H. PERT
Clerk

JOY J. O'BRIEN
Secretary

Ordered Sent Forthwith

H.P. 1292

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION MEMORIALIZING THE CONGRESS
OF THE UNITED STATES TO SUPPORT
LEGISLATION WHICH WILL ESTABLISH A
NATIONAL OCEANS POLICY COMMISSION

Whereas, We, your Memorialists, the Senate and the House of Representatives of the State of Maine in the 111th Legislature most respectfully present and petition the Congress of the United States, as follows:

Whereas, the United States Senate and the House of Representatives are currently considering bills to establish a National Oceans Policy Commission; and

Whereas, there is a current need to examine and monitor certain long-term ocean policy issues now facing the United States; and

Whereas, the importance of unimpaired navigation through, over and under the world oceans and the development of fisheries, oil, gas, ocean minerals and marine resources are of great concern to the Nation and the State of Maine; and

Whereas, the purpose of the "National Oceans Policies Commission Act" of 1983 is to establish a commission in order to review and evaluate current marine policy programs during this present period of fundamental transition, and to maintain and further United States leadership in the oceans for the 1980's and 1990's; and

Whereas, the commission shall represent the gubernatorial leadership of coastal states; and

Whereas, the Act will ensure progressive, cooperative and mutual ocean policy developments and interests with Canada, Mexico and other countries; and

Whereas, the Act is essential to protect the interests of the State of Maine and its 3,500 miles of coastal resources; now, therefore, be it

Resolved: That We, your Memorialists, respectfully urge and request that the 98th Congress of the United States support and enact the Act to establish a National Oceans Policy Commission to study and develop a national oceans policy encompassing both international and domestic marine issues; and be it further

Resolved: That a copy of this resolution, duly authenticated by the Secretary of State, be transmitted forthwith by the Secretary of State to the President of the Senate and the Speaker of the House of Representatives in the Congress of the United States and to each member of the Maine Congressional Delegation.

House of Representatives
Read and Adopted
June 8, 1983
Sent up for Concurrence

EDWIN H. PERT
Clerk

Ordered Sent Forthwith

H.P. 1309

In Senate Chamber
Read and Adopted
in Concurrence
June 8, 1983

JOY J. O'BRIEN
Secretary

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION AUTHORIZING THE UNIVERSITY OF MAINE
IN COOPERATION WITH APPROPRIATE DEPARTMENTS AND
AGENCIES OF STATE GOVERNMENT TO DEVELOP AN OFFICIAL
ATLAS OF THE RESOURCES OF MAINE

Whereas, No comprehensive Atlas of Maine has been published since 1891;
and

Whereas, thirty-six states have published atlases during the last decade; and

Whereas, a comprehensive Atlas of Maine would be useful to decision-makers and planners in business and government; to research scholars, teachers and students seeking understanding of relationships between human activities and the physical environment; and to persons and organizations concerned with the optimum economic and social development of the State; and

Whereas, the University of Maine and State Government engage in a wide variety of partnership activities for the benefit of Maine citizens; now, therefore, be it

Resolved: That the University of Maine be authorized and respectfully directed to develop, in cooperation with appropriate departments and agencies of the State Government, an official Atlas of Resources of Maine; and be it further

Resolved: That the Atlas shall be developed jointly without legislative funds, by the Center for Research and Advanced Study of the University of Southern Maine and the Land and Water Resources Center of the University of Maine at Orono, along with the participation of other university branches and state agencies; and be it further

Resolved: That, upon passage, suitable copies of this resolution be sent to the Honorable Governor Joseph E. Brennan, Chancellor Patrick McCarthy, University of Southern Maine, President Dr. Robert Woodbury and University of Maine at Orono President Dr. Paul Silverman.

House of Representatives

Read and Adopted

June 8, 1983

Sent up for Concurrence

EDWIN H. PERT

Clerk

Ordered Sent Forthwith

In Senate Chamber

Read and Adopted

in Concurrence

June 8, 1983

JOY J. O'BRIEN

Secretary

Ordered Sent Forthwith

State of Maine

In the Year of Our Lord Nineteen Hundred and Eighty-Three

JOINT RESOLUTION MEMORIALIZING THE HONORABLE
WILLIAM F. BOLGER, POSTMASTER GENERAL OF THE
UNITED STATES, AND THE CITIZENS STAMP
ADVISORY COMMITTEE TO ORDER THE ISSUANCE OF
A SPECIAL STAMP COMMEMORATING GENERAL HENRY KNOX

We, your Memorialists, the Senate and House of Representatives of the State of Maine in the First Regular Session of the One Hundred and Eleventh Legislature now assembled, most respectfully present and petition the Honorable William F. Bolger and the Citizens Stamp Advisory Committee, as follows:

Whereas, the American cause was in mortal danger in the winter of 1775-76; and the Americans had the British confined in Boston, with the Redcoats unaware of the artillery shortages existing within the rebel ranks; and

Whereas, America might have lost its fight for nationhood in its infancy if General Henry Knox, a bookseller turned soldier, had not delivered the guns which allowed George Washington to strengthen his fledgling army and liberate Boston; and

Whereas, with the big guns from Fort Ticonderoga, General Washington could defend his own siege positions, command Boston and prevent the arrival of British supplies from the seas; and without them, the English would have massed enough men and equipment and sallied forth and crushed the revolution; and

Whereas, General Knox, military amateur at that time, who had helped engineer the fortifications, came to General Washington with a plan to go after the guns captured from the British at forts on Lake Champlain; and

Whereas, facing seemingly impossible odds, General Knox, just 25 years old and with a new Colonel's commission, set out for New York on November 17, 1775, racing as best he could on horseback over frozen roads, reaching Fort Ticonderoga on December 5th; and

Whereas, General Knox selected 59 guns, captured the previous spring by Ethan Allen and Benedict Arnold, with a total weight of 120,000 pounds, which were loaded onto 3 boats; and

Whereas, the artillery and supplies were transferred to 42 sledges which were pulled by 80 teams of oxen, along crude roads, Indian trails, or no roads at all, through 3 feet of fresh loose powder; and General Knox and his men made no better than 2 miles a day, all at so great a strain that oxen and horses gave out and were abandoned, with men often pushing the sleds; and

Whereas, General Knox arrived at Washington's camp with an advance contingent on January 18th, and "the noble train of artillery," as he called it, was delivered on January 24, 1776, 47 days after leaving Fort Ticonderoga; and

Whereas, it is recognized that General Knox performed a monumental deed by hauling 60 tons of artillery and supplies from Fort Ticonderoga in New York, across the length of Massachusetts to Boston, in the dead of winter that numbered horses and oxen, and terrified men. When animals refused to struggle on, men pulled an impossible load; and when men hesitated, General Knox's own assurance and courage kept them going, and rallied the countryside to their aid; and

Whereas, with nothing but book-learning to guide him, General Knox aided in designing and building siege fortifications about Boston, with which George Washington was greatly pleased; and

Whereas on March 2nd, General Knox's guns began shelling Boston, and on March 17th the British evacuated the city, a date still celebrated annually by Bostonians; and

Whereas, "the Tories were repelled; the rebels were relieved and the cradle of liberty was free;" and

Whereas, eventually, General Knox became chief of artillery for the Continental Army and one of General Washington's closest friends and trusted lieutenants and became active in most of the major battles of the resolution, in the course of which he proposed a laboratory and cannon factory at Springfield, Massachusetts, which became the army's nationally famous Springfield Armory; and

Whereas, General Knox showed a facility for artillery warfare which continually amazed his learned British opponents and French allies alike; and he designed a new gun carriage which enable him to engage guns in greater number and mobility than Europeans had done; and

Whereas, it was General Knox who personally directed the transport of General Washington's troops across the Delaware on Christmas night, 1776, for which he was awarded the rank of Brigadier General; and

Whereas, General Knox was with Washington at Valley Forge and at Yorktown; he organized a military academy for the new army and he was the first to embrace Washington in farewell at war's end; and

Whereas, this self-taught bookseller-soldier became a Major General and succeeded General Washington as Commander of the Army after the war; and

Whereas, General Knox became the country's first Secretary of War in President Washington's Cabinet on March 8, 1785, and later enjoyed success as a businessman on his estate in Thomaston, Maine; and

Whereas, Henry Knox represented young America. He was a self-made General, too unsophisticated to be cowed by the near impossible, and had that exquisite American capacity to do what couldn't be done, simply because it needed doing, and he knew that he could do it when few others would dare try; now, therefore, be it

Resolved: That We, your Memorialists, in recognition of this outstanding General and his record of accomplishments, recommend and urge that the Honorable William F. Bolger, Postmaster General of the United States and the Citizens Stamp Advisory Committee take appropriate action by ordering the issuance of a special stamp commemorating the two hundredth anniversary of General Henry Knox's appointment as our nation's first Secretary of War on March 8, 1785; and be it further

Resolved: That copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable William F. Bolger, Postmaster General, and the Honorable Members of the Citizens Stamp Advisory Committee.

House of Representatives

Read and Adopted

June 22, 1983

Sent up for Concurrence

EDWIN H. PERT

Clerk

Ordered Sent Forthwith

H.P. 1347

In Senate Chamber

Read and Adopted

in Concurrence

June 22, 1983

JOY J. O'BRIEN

Secretary

Ordered Sent Forthwith

State of Maine

In the Year of Our Lord One Thousand Nine Hundred and Eighty-Three

JOINT RESOLUTION REQUESTING ACTION TO PREVENT FURTHER ACCUMULATION OR STORAGE OF SPENT NUCLEAR FUEL WITHIN THE STATE BEYOND THE AMOUNT PRESENTLY LICENSED

Whereas, the state's only nuclear power plant, Maine Yankee Atomic Power Company, has been using its temporary storage pool and facilities to store all the spent nuclear fuel it has generated since beginning operation; and

Whereas, that facility was originally designed and intended only for temporary storage prior to transferring spent fuel for reprocessing or permanent storage; and

Whereas, the company has filed an application with the Nuclear Regulatory Commission for a license amendment, which has received all but final approval by the licensing board, to allow the plant to continue to store on-site at its nuclear power facility all additional spent nuclear fuel that will be produced during the operational life of that plant; and

Whereas, that application requests permission to store approximately 8 times the amount of spent nuclear fuel for which the spent fuel storage area was originally designed, and proposes to use a storage technology, known as "pin compaction," that has never before been applied for or used; and

Whereas, though the purpose of that application is to insure continued economic operation of that nuclear power plant, the expansion plans demonstrate little regard or consideration for either a permanent storage solution or for the life, health, safety and welfare of the people of this State; and

Whereas, the State may be foreclosed from requiring the Nuclear Regulatory Commission to consider or provide for the consequences of this on-site storage beyond the date of the expiration of the company's operating license; and

Whereas, a decision by the Nuclear Regulatory Commission to approve the license amendment may, at the least, result in significant limitations on or seriously aggravate the difficulties in finding a permanent storage solution; and

Whereas, the Federal Government, by the United States Nuclear Waste Policy Act of 1982, Public Law 97-425, has recently reaffirmed its primary responsibility for proper and permanent disposal of spent nuclear fuel and other high-level radioactive wastes in a safe, timely, reliable and economic manner, and has established a program for developing methods of managing and disposing of these wastes; and

Whereas, the foregoing constitutes a situation where there may be created a serious threat to the health, safety and welfare of the citizens of the State and a major disruption in the proper planning for an orderly and proper development of appropriate programs for methods of permanently managing and disposing of spent nuclear fuel; now, therefore, be it

Resolved: That We, the Members of the Senate and the House of Representatives of the First Regular Session of the 111th Legislature, now assembled, most respectfully urge and request that the Governor, the Attorney General and all appropriate state agencies, take all possible actions to prohibit or prevent further accumulation or storage of spent nuclear fuel within the State beyond the amount presently licensed, and that:

1. The State through the Attorney General, shall continue to vigorously prosecute the state's participation, before the Nuclear Regulatory Commission, in the current license amendment proceeding of Maine Yankee Atomic Power Company to expand its spent fuel storage capacity in Wiscasset, Maine;

2. The Governor shall inform the President of the United States, the President Pro Tempore of the United States Senate, the Speaker of the House of Representatives, each member of the state's Congressional delegation and each member of the United States Nuclear Regulatory Commission, of the extreme concern and strong opposition of the citizens of this State to any further accumulation or storage of spent nuclear fuel within the State; and

3. The Governor and the Attorney General shall keep the Legislature informed on the actions they take to carry out the purposes of this resolution; and be it further

Resolved: That copies of this resolution be sent forthwith to the Honorable Joseph E. Brennan, the Honorable James E. Tierney and the appropriate state agencies as notice of this urgent request.

In Senate Chamber
Read and Adopted
June 23, 1983
Sent down for Concurrence

JOY J. O'BRIEN
Secretary

Ordered Sent Forthwith
S.P. 634

House of Representatives
Read and Adopted
June 23, 1983
In Concurrence

EDWIN H. PERT
Clerk

Ordered Sent Forthwith

State of Maine

In the Year of Our Lord One Thousand Nine Hundred and Eighty-Three

JOINT RESOLUTION RECOGNIZING WORLD FOOD DAY AND ADVANCE OF THE GOAL OF FOOD SECURITY FOR ALL PEOPLE ON EARTH

Whereas, the world is locked in an eternal struggle against the needless de-meaning forces of hunger and poverty; and

Whereas, all nations of the World Food Conference of 1974 affirmed the bold objective offered by the United States that within a decade no child will go to bed hungry; that no family will fear for the next day's bread; and that the potential of no human being will be stunted by malnutrition; and

Whereas, the Presidential Commission on World Hunger determined that the elimination of the long-term problem of hunger would necessitate the elimination of poverty, the principal cause of hunger; and

Whereas, people from all nations and all levels of government will join together on World Food Day, October 16, 1983, to advance the goal of food security for all people on earth; and

Whereas, it is altogether fitting and proper for this Legislature to call attention to the fact that none should go without in a nation and State with so much, and that, to the extent practicable and feasible, all state agencies should redouble their efforts insofar as they relate to the reduction of poverty and hunger in the State; now, therefore, be it

Resolved: That We, the Members of the Senate and House of Representatives of the 111th Legislature, now assembled in First Special Session, take this opportunity to reaffirm the right of every person to food and a nutritionally adequate diet; and to call on the Governor and all agencies of the State connected with the prevention of hunger to take all appropriate action to assure that right; and

Resolved: That a duly authenticated copy of this resolution, signed by the President of the Senate and the Speaker of the House of Representatives and at-

tested by the Secretary of the Senate and the Clerk of the House of Representatives be transmitted to the Governor, and through him, to all state agencies connected with the prevention of hunger in the State.

House of Representatives

Read and Adopted

September 6, 1983

Sent up for Concurrence

EDWIN H. PERT

Clerk

Ordered Sent Forthwith

H.P. 1368

In Senate Chamber

Read and Adopted
in Concurrence

September 6, 1983

JOY J. O'BRIEN

Secretary

State of Maine

In the Year of Our Lord One Thousand Nine Hundred and Eighty-Three

JOINT RESOLUTION IN PROTEST OF THE NEEDLESS DESTRUCTION OF AN UNARMED KOREAN AIRLINER BY THE SOVIET UNION

Whereas, this Legislature has learned with shock of the tragic death of 269 passengers aboard an unarmed South Korean 747; and

Whereas, this commercial jet which had strayed off course was shot from the sky above Sakhalin by a heat-seeking missile fired by one of eight Russian fighters which had tracked the plane for two and one half hours; and

Whereas, this was a cold and calculated act with little or no warning which has drawn outrage in capitols around the globe; and

Whereas, there has been no apology, suitable explanation or compensation offered for this barbarous act by the Soviet Union which has caused world-wide indignation; and

Whereas, sixty-one Americans were aboard that doomed aircraft, who with others aboard, appear to be victims of this cold war crime against humanity; now, therefore be it

Resolved: that We, the Members of the 111th Legislature now assembled in Special Legislative Session take this opportunity to express our deep concern for this inexcusable act of shooting down an unarmed civilian aircraft in violation of international law and humanitarian regard for securing the safety of civilian air transport and that our deepest sympathy be extended to the many families who lost their loved ones in this needless tragedy; and be it further

Resolved: that a suitable copy of this joint resolution be sent to the Soviet Ambassador to the United Nations and to the American Ambassador to the United Nations.

House of Representatives

Read and Adopted

September 7, 1983

Sent up for Concurrence

EDWIN H. PERT
Clerk

Ordered Sent Forthwith

In Senate Chamber

Read and Adopted

In Concurrence

September 7, 1983

JOY J. O'BRIEN
Secretary

State of Maine

In the Year of Our Lord One Thousand Nine Hundred and Eighty-Three

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO DENOUNCE THE INHUMAN AND GENOCIDAL TREATMENT OF BAHA'IS IN IRAN

We, your Memorialists, the House of Representatives and Senate of the State of Maine of the First Special Session of the One Hundred and Eleventh Legislative Session assembled, most respectfully present and petition the United States Congress, as follows:

Whereas, the persecution of members of the Baha'i religious community in Iran has received world-wide attention; and

Whereas, most recently, the entire civilized world was shocked by the news from Iran of the execution by hanging of women members of the Baha'i faith; and

Whereas, reports of attempted forced conversions to Islam of Baha'is in Iran and wholesale deliberate starvation of Baha'i communities have been made public; and

Whereas, executions of Baha'is for no other reason than their religious preference continue in Iran; and

Whereas, these violations of human rights on the part of the Iranian authorities constitute violations against all civilized norms of behavior, as incorporated within such expressions of world opinion as the United Nations Declaration of Human Rights, and, indeed, violate the very principles of Islam, itself; and

Whereas, the Baha'i religion has a long and continued association with the State of Maine through the Green Acres Center at Eliot, and other official groups; now, therefore, be it

Resolved: That We, the Members of the First Special Session of the 111th Legislature, do hereby denounce the inhuman and genocidal treatment of the Baha'is in Iran by the present government of the Ayatollah Khomeini as a "crime against humanity," and we do further resolve that copies of this expression of our outrage and concern be sent to members of our state's delegation in Congress,

the President of the United States, the Secretary of State, the Secretary-General of the United Nations and the Permanent Iranian Delegation to the United Nations.

House of Representatives

Read and Adopted

September 7, 1983

Sent up for Concurrence

EDWIN H. PERT
Clerk

Ordered Sent Forthwith

In Senate Chamber

Read and Adopted

In Concurrence

September 7, 1983

JOY J. O'BRIEN
Secretary

H.P. 1373