

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 3

S.P. 18

In Senate, January 5, 2011

An Act To Clarify Joint Tenancy Reinstatement

Reference to the Committee on Judiciary suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator HASTINGS of Oxford.
Cosponsored by Representative CROCKETT of Bethel and
Senator: HOBBS of York, Representative: MOULTON of York.

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

2 **Sec. 1. 33 MRSA §159**, as amended by PL 1973, c. 788, §164, is further amended
3 by adding at the end a new paragraph to read:

4 A conveyance by a taxing or assessing authority of real property acquired from joint
5 tenants by foreclosure of a tax or assessment lien mortgage, if made to such persons,
6 recreates the joint tenancy held by the persons at the time of the foreclosure unless
7 otherwise indicated anywhere in the conveyance by appropriate language.

8 **SUMMARY**

9 This bill clarifies that a deed held in joint tenancy taken by a taxing or assessing
10 authority by foreclosure that is conveyed back to the owners reinstates the joint tenancy
11 that existed at the time of the taking.