

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Seventh Legislature

1975

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subsection 7, paragraphs A, B or C, and that inpatient hospitalization is the means most appropriate for treatment of the patient, and further, if the court is satisfied with the individualized treatment plan offered by the hospital, it shall so state in the record and it may order commitment on the basis thereof. ~~If application is made under section 2333, the court may find that the patient poses a likelihood of serious harm under paragraph C of subsection 7 of section 2251 and may order commitment on the basis thereof only if it also finds that at the time of admission to a hospital under section 2333, the patient then posed a likelihood of serious harm as defined in paragraph A or B of said subsection 7~~

~~The court shall consider all alternatives to commitment to a mental hospital, including continued residency in the community and outpatient treatment at a mental health facility.~~ The court may order commitment to a mental hospital for a period of not to exceed 4 months in the first instance, and not to exceed one year after the first and all subsequent rehearings, which order may issue immediately or the court may take the matter under advisement and issue the order within 2 business days of the court from the completion of the hearing; otherwise, it shall dismiss the application and the patient shall be ordered discharged forthwith.

**Sec. 15.** ~~34~~ MRSA § 2372, 2nd ¶, as amended by PL 1973, c. 716, § 9, is further amended to read:

The head of the hospital shall arrange for examination by a staff physician or clinical psychologist of every patient hospitalized pursuant to section 2333 ~~or 2333-A~~. The examiner shall not be the certifying examiner under section 2333 or under section 2334. If such an examination is not held within 24 hours after the time of admission, or if a staff physician or clinical psychologist fails or refuses after such examination to certify that in his opinion the patient is a mentally ill individual and due to his mental illness poses a likelihood of serious harm as defined in section 2251, subsection 7, paragraph A, ~~or B or C~~ ~~if the patient was admitted under section 2333 and under paragraph C~~ ~~if the patient was admitted under section 2333-A~~, the patient shall be immediately discharged.

Effective October 1, 1975

## CHAPTER 560

### AN ACT to Clarify the State Tax Assessor's Authority to Delegate Duties.

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

**36** MRSA § 52, first sentence is amended to read:

The State Tax Assessor shall have the power to distribute the duties given to him or to the Bureau of Taxation among such persons or divisions in said bureau as he may deem necessary for economy and efficiency in administration and may add to or eliminate the number of such divisions and may employ such deputies, assistants and employees as may be necessary, subject to the Personnel Law.

Effective October 1, 1975