

# 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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RESOLVES  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Seventh Legislature  
1975

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including, without limitation, a claim for contribution and indemnification. A complaint or 3rd party complaint and summons issued out of said Superior Court under the authority of this resolve shall be served on the Secretary of State by attested copy 30 days before a term of said court by the Sheriff or either of his deputies of the County of Kennebec, State of Maine; and the conduct of said action shall be according to the practices of actions and proceedings between parties in the said Superior Court and the liabilities of the parties and elements of damage, if any, shall be the same as the liabilities and elements of damages between individuals. The Attorney General or one of his assistants or designee is authorized and designated to appear, answer and defend said action and if said action is brought within one year from the effective date of this resolve, he shall not raise any defense based on any statute of limitations. Any judgment that may be recovered against the State of Maine in said civil action shall be payable from the General Highway Fund on final process issued by said Superior Court or, if appealed, the Supreme Judicial Court, and costs may be taxed for the parties as they may recover in said action. Any recovery in said action, including any adjudicated right of contribution or indemnification, shall not be in excess of \$250,000 including costs. Hearing thereon shall be before a justice, with or without jury; said justice to be the regularly scheduled justice presiding in the Franklin County Superior Court when this matter is scheduled for trial.

**Emergency clause.** In view of the emergency cited in the preamble, this resolve shall take effect when approved.

Effective April 30, 1975

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## CHAPTER 10

### **RESOLVE, Authorizing Conveyance of State Land and Easements to City of Calais for Drainage and Road Construction Regarding the High School Project.**

**Emergency preamble.** Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, plans for construction of a high school at Calais call for installation of a drainage line across state land to drainage facilities and an access roadway; and

Whereas, it is necessary for the Legislature to approve the necessary conveyance and easements to the City of Calais at the earliest possible time so that construction may be accomplished; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Conveyance of land and easements to City of Calais; authorized. Resolved:** That the Commissioner of Educational and Cultural Services is authorized to grant and convey by quitclaim deed such fee title to and easements over such part or parts of the land belonging to the State and occupied by the Washington County Vocational-Technical Institute in Calais

as may be deemed by said commissioner to be necessary for the extension, improvement or implementation of the roadway and drainage facilities regarding the Calais High School project. Such conveyances shall be on such terms and conditions as the said commissioner shall decide, subject to the approval of the Governor and Executive Council; provided that the State shall retain a reversionary interest in the property in the nature of a possibility of reverter in the event of nonuse of the property for the purposes for which the deed is granted.

**Emergency clause.** In view of the emergency cited in the preamble, this resolve shall take effect when approved.

Effective April 30, 1975

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## CHAPTER 11

### RESOLVE, Permitting Norman W. Frost, Jr. of Fryeburg to Practice as a Public Accountant.

**Norman W. Frost, Jr., permitted to practice as a public accountant. Resolved:** That the Board of Accountancy is authorized and directed to issue a certificate of public accountant to Norman W. Frost, Jr. of Fryeburg, notwithstanding any requirements necessary under the Revised Statutes, Title 32, chapter 58.

Mr. Frost worked as a public accountant prior to 1967, at which time legislation went into effect requiring the registration of public accountants. Personal health reasons, at that time, prevented Mr. Frost from applying for this registration within the established time period. Mr. Frost is now able to resume his profession but is unable to do so without enactment of this legislation.

Effective October 1, 1975

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## CHAPTER 12

### RESOLVE, Authorizing Edward S. Crockett and Dorothy P. Crockett, or their Legal Representatives, to Bring Civil Action Against the State of Maine.

**Edward S. Crockett and Dorothy P. Crockett; authorized to sue the State of Maine. Resolved:** That Edward S. Crockett and Dorothy P. Crockett of Richmond in the County of Sagadahoc, who suffered damages to their home and personal property on February 25, 1974, caused by fire and other malicious damage allegedly performed by an inmate of the Augusta Mental Health Institute, or their legal representatives, are authorized to bring an action in the Superior Court for the County of Sagadahoc, within one year from the effective date of this resolve, at any term thereof against the State of Maine for damages, if any, and the complaint issuing out of said Superior Court under the authority of this resolve shall be served on the Secretary of State by attested copy 30 days before a term of said court by the sheriff or either of his deputies in any county of the State of Maine; and the conduct of said action shall be according to the practice of actions and proceedings between parties in said Superior Court, and the liabilities of the parties and elements of damage, if any, shall be the same as the liabilities and elements of damage between individuals; and the Attorney General is authorized and designated