

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 1990 to July 10, 1991

FIRST SPECIAL SESSION
July 11, 1991 to July 18, 1991

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 9, 1991

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1991

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

CHAPTER 6

H.P. 474 - L.D. 668

Resolve, to Direct the Department of Mental Health and Mental Retardation to Develop a Plan to Provide Appropriate Services for Severely Mentally Ill Persons Who Are Living in Homeless Shelters

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

Whereas, the Maine Coalition for the Homeless estimates that approximately 1/3 of those sheltered in homeless shelters have a severe mental illness, a large percentage of these are members of the Augusta Mental Health Institute consent decree class, and the number of homeless mentally ill is increasing; and

Whereas, homeless shelters are not equipped to provide adequate or appropriate services for persons with severe mental illness and a homeless shelter does not represent an appropriate residential setting for the severely mentally ill in any event; and

Whereas, the fact that severely mentally ill people are increasingly being sheltered in homeless shelters reflects the failure of the State's mental health system to provide appropriate and adequate services for this population; and

Whereas, there is a need for immediate action to assess the nature and scope of the problem and to develop a plan to address it; 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

Department duties. Resolved: That the Department of Mental Health and Mental Retardation shall:

1. Develop a plan to provide appropriate services, including residential alternatives, for homeless mentally ill persons. The department shall convene a planning group to develop the plan. The composition of the planning group must be 1/3 consumers of mental health services, 1/3 family members of consumers of mental health services and 1/3 providers of mental health services;

2. Report its recommendations to the Joint Standing Committee on Human Resources and the Joint Standing Committee on Appropriations and Financial Affairs by January 15, 1992; and

3. Consult with the Maine Coalition for the Homeless and the Interagency Task Force on Homelessness and Housing Opportunities in all phases of the planning process.

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

Effective May 6, 1991.

CHAPTER 7

S.P. 367 - L.D. 969

Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory

State Tax Assessor authorized to convey real estate. Resolved: That the State Tax Assessor is authorized to convey by sale the interest of the State in real estate in unorganized territory as noted in this resolve. The sale, except as otherwise directed in this resolve, must be made to the highest bidder; subject to the following conditions:

1. Notice of the sale must be published 3 times prior to the sale, once each week for 3 consecutive weeks in some newspaper in the county where the real estate lies; except in those cases in which the sale is to be made to a specific individual or individuals as authorized in this resolve, in which case notice need not be published; and

2. A parcel may not be sold for less than the amount authorized in this resolve. If identical high bids are received, the bid postmarked earliest is considered the highest bid.

If bids in the minimum amount recommended in this resolve are not received after the notice, the State Tax Assessor may sell the property for not less than the minimum amount, without again asking for bids, if the property is sold on or before March 1, 1992.

The State Tax Assessor, upon receipt of payment as specified in this resolve, shall record the deed in the appropriate registry at no additional charge to the purchaser, before sending the deed to the purchaser.

Abbreviations, plan and lot references are identified in the 1990 State Valuation.

T17, R5, WELS, Aroostook County

Map AR031, Plan 01, Lot 70 (038990275)

Mark J. Kavanaugh.....Building

TAX LIABILITY

1988	\$116.03
1989	126.43
1990	117.08
1991 (estimated)	<u>140.00</u>

Estimated Total Taxes	\$499.54
Interest	27.60
Costs	10.00
Deed	<u>6.00</u>

Total \$543.14

Recommendation: Sell to Mark J. Kavanaugh for \$543.14. If he does not pay this amount within 60 days of the effective date of the resolve, sell to the highest bidder for not less than \$550.

Connor Township, Aroostook County

Map AR105, Plan 02, Lot 89.2 (038020036)

Kenneth D. Cooke 30.00 Acres

TAX LIABILITY

1988	\$ 9.31
1989	42.08
1990	56.28
1991 (estimated)	<u>57.00</u>

Estimated Total Taxes	\$164.67
Interest	4.12
Costs	10.00
Deed	<u>6.00</u>

Total \$184.79

Recommendation: Sell to Kenneth D. Cooke for \$184.79. If he does not pay this amount within 60 days of the effective date of the resolve, sell to the highest bidder for not less than \$190.

T5, R7, WELS, Penobscot County

Map PE017, Plan 02, Lot 10 (198270042)

Helen Casey50 Acre

TAX LIABILITY

1988	\$ 38.87
1989	42.37
1990	67.56
1991 (estimated)	<u>70.00</u>

Estimated Total Taxes	\$218.80
Interest	9.24
Costs	10.00
Deed	<u>6.00</u>

Total \$244.04

Recommendation: Sell to the highest bidder for not less than \$250.

Argyle Township, Penobscot County

Map PE035, Plan 05, Lot 8 (198010173)

James F. Jr. & Edward C. Pooler 5.00 Acres

TAX LIABILITY

1988	\$ 23.37
1989	25.47
1990	53.16
1991 (estimated)	<u>55.00</u>

Estimated Total Taxes	\$157.00
Interest	5.56
Costs	10.00
Deed	<u>6.00</u>

Total \$178.56

Recommendation: Sell to the highest bidder for not less than \$200.

Kingman Township, Penobscot County

Map PE036, Plan 01, Lot 6.3 (198080069)

Jo Ann Joubert50 Ac. w/Bldg.

TAX LIABILITY

1988	\$ 8.34
1989	9.08
1990	18.87
1991 (estimated)	<u>20.00</u>

Estimated Total Taxes	\$ 56.29
Interest	1.97
Costs	10.00
Deed	<u>6.00</u>

Total \$ 74.26

Recommendation: Sell to Jo Ann Joubert for \$74.26. If she does not pay this amount within 60 days of the effective date of the resolve, sell to the highest bidder for not less than \$75.

T2, R13, WELS, Piscataquis County

Map PI050, Plan 01, Lot 1 (218400039)

Barry Smith Building

TAX LIABILITY

1988	\$ 51.01
1989	51.81
1990	51.81
1991 (estimated)	<u>51.81</u>
Estimated Total Taxes	\$206.44
Interest	11.90
Costs	10.00
Deed	<u>6.00</u>
Total	\$234.34

Recommendation: Sell to Barry Smith for \$234.34. If he does not pay this amount within 60 days of the effective date of the resolve, sell to the highest bidder for not less than \$250.

T9, R4, NBPP, Washington County

Map WA027, Plan 02, Lot 28 (298060095)

Heirs of Leslie M. Walls60 Acre

TAX LIABILITY

1988	\$ 12.41
1989	13.08
1990	25.58
1991 (estimated)	<u>27.00</u>
Estimated Total Taxes	\$ 78.07
Interest	2.92
Costs	10.00
Deed	<u>6.00</u>
Total	\$ 96.99

Recommendation: Sell to Steven M. Walls for \$96.99. If he does not pay this amount within 60 days of the effective date of the resolve, sell to the highest bidder for not less than \$100.

T9, R4, NBPP, Washington County

Map WA027, Plan 01, Lot 17.1 (298060048)

Rick & Timothy Westcott 96.24 Acres

TAX LIABILITY

1988	\$141.64
1989	149.25
1990	185.26
1991 (estimated)	<u>190.00</u>
Estimated Total Taxes	\$666.15
Interest	31.89
Costs	10.00
Deed	<u>6.00</u>
Total	\$714.04

Recommendation: Sell to Rick & Timothy Westcott for \$714.04. If they do not pay this amount within 60 days of the effective date of the resolve, sell to the highest bidder for not less than \$750.

Marion Township, Washington County

Map WA031, Plan 03, Lot 7 (298100204)

Marion Village Improvement Society.... .30 Ac. w/Bldg.

TAX LIABILITY

1988	\$ 90.29
1989	95.14
1990	102.08
1991 (estimated)	<u>105.00</u>
Estimated Total Taxes	\$392.51
Interest	17.44
Costs	10.00
Deed	<u>6.00</u>
Total	\$425.95

Recommendation: Sell to the highest bidder for not less than \$450.

T21, E.D., Washington County

Map WA033, Plan 06, Lot 7 (293400094)

Mina King Heirs..... .05 Acre

TAX LIABILITY

1988	\$ 3.71
1989	3.91
1990	7.65
1991 (estimated)	<u>8.00</u>
Estimated Total Taxes	\$ 23.27
Interest87

Costs	10.00
Deed	<u>6.00</u>
Total	\$ 40.14

Recommendation: Sell to the highest bidder for not less than \$50.

Gore N of T2,3, R6 (Coburn Gore), Franklin County

Map FR016, Plan 02, Lot 5 (078040013)

Joseph R. Shea (deceased)
c/o Anne Vessey 1.05 Ac. w/Bldg.

TAX LIABILITY

1986	\$ 269.44
1987	286.58
1988	181.46
1989	298.65
1990	352.00
1991 (estimated)	<u>380.00</u>

Estimated Total Taxes	\$1,768.13
Interest	54.78
Costs	6,764.00
Deed	<u>6.00</u>

Total..... \$8,592.91

Recommendation: Sell to the highest bidder for not less than \$8,600.

See title page for effective date.

CHAPTER 8

S.P. 380 - L.D. 1057

Resolve, to Name the Bridge Spanning the Little Madawaska River in Caribou the "B. Morrell Bridge"

B. Morrell Bridge. Resolved: That the bridge spanning the Little Madawaska River on Route 223 in Caribou be named the "B. Morrell Bridge" and that an appropriate plaque be erected by the Department of Transportation near that bridge.

See title page for effective date.

CHAPTER 9

S.P. 371 - L.D. 996

Resolve, to Permit Certain Uses of the State Seal

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

Whereas, the state seal may not now be used or displayed for commercial purposes without express permission from the Governor; and

Whereas, it is currently unclear what guidelines or criteria for approval are applied; and

Whereas, this requirement discourages numerous potential uses of the State seal that are both educational and honorable; 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

Sec. 1. Development of guidelines. Resolved: That the Office of the Secretary of State shall review the current approved uses of the state seal and develop guidelines for the review and approval of future requests to use the state seal for commercial purposes; and be it further

Sec. 2. Presentation of findings. Resolved: That the Office of the Secretary of State shall present its findings and any necessary implementing legislation to the Second Regular Session of the 115th Legislature no later than November 1, 1991.

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

Effective May 31, 1991.

CHAPTER 10

H.P. 776 - L.D. 1108

Resolve, To Require the Department of Human Services to Inform Certain Persons of their Rights

Information sheet; preparation; distribution. Resolved: That the Department of Human Services shall prepare an information sheet, written in easily understandable language, that clearly outlines the rights of people who are the subjects of child protective services investigation by the department, the procedures available to the Department of Human Services and the consequences of those procedures. The Department of Human Services shall expeditiously provide a copy of this information sheet to these people. If the department determines that providing the information sheet would cause the threat of serious harm to the child or another person, the department shall provide the information sheet