

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 2, 2008 to March 31, 2008**

**FIRST SPECIAL SESSION**  
**April 1, 2008 to April 18, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 30, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 18, 2008**

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

---

---

**Penmor Lithographers**  
**Lewiston, Maine**  
**2008**

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

Effective April 1, 2008.

---



---

## CHAPTER 179

### H.P. 1598 - L.D. 2237

#### **Resolve, Authorizing the Department of Conservation, Bureau of Parks and Lands To Convey Certain Lands and Enter into Certain Leases with the Federal Government**

**Preamble.** The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation or recreation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House.

**Whereas,** the Director of the Bureau of Parks and Lands within the Department of Conservation may lease state park lands to the Federal Government with the approval of the Legislature in accordance with the Maine Revised Statutes, Title 12, section 1812; and

**Whereas,** certain real estate authorized for conveyance by this resolve is under the designations described in the Maine Revised Statutes, Title 12, section 598-A; and

**Whereas,** the Director of the Bureau of Parks and Lands within the Department of Conservation may sell or exchange lands with the approval of the Legislature in accordance with the Maine Revised Statutes, Title 12, sections 1814, 1837 and 1851; now, therefore, be it

**Sec. 1. Director of Bureau of Parks and Lands authorized, but not directed, to convey certain land in Wyman Township, Franklin County. Resolved:** That the Director of the Bureau of Parks and Lands within the Department of Conservation may by quitclaim deed without covenant convey on such other terms and conditions as the director may direct, including maintenance and safety obligations and responsibilities, a nonexclusive linear easement for forest management purposes to benefit GMO Renewable Resources, LLC, and its successors and assigns, in the Wyman Township, Franklin County. The easement must be located entirely along the existing forest management road located on state-owned land running south from State Route 27; and be it further

**Sec. 2. Director of Bureau of Parks and Lands authorized, but not directed, to convey certain land in Moosehead Junction Township, Piscataquis County. Resolved:** That the Director

of the Bureau of Parks and Lands within the Department of Conservation may by quitclaim deed without covenant convey on such other terms and conditions as the director may direct, including maintenance and safety obligations and responsibilities, a nonexclusive linear easement for forest management purposes to benefit GMO Renewable Resources, LLC, and its successors and assigns, in the Moosehead Junction Township, Piscataquis County. The easement must be located entirely along the existing forest management road on state-owned land running southwest from State Route 15; and be it further

**Sec. 3. Director of Bureau of Parks and Lands authorized, but not directed, to convey certain land in Coplin Plantation, Franklin County. Resolved:** That the Director of the Bureau of Parks and Lands within the Department of Conservation may by quitclaim deed without covenant convey on such other terms and conditions as the director may direct, including maintenance and safety obligations and responsibilities, a nonexclusive linear easement for forest management purposes to benefit GMO Renewable Resources, LLC, and its successors and assigns, in Coplin Plantation, Franklin County. The easement must be located entirely along the existing forest management roads on state-owned land; and be it further

**Sec. 4. Director of Bureau of Parks and Lands authorized, but not directed, to convey certain land in Chain of Ponds Township, Franklin County. Resolved:** That the Director of the Bureau of Parks and Lands within the Department of Conservation may by quitclaim deed without covenant convey on such other terms and conditions as the director may direct, including maintenance and safety obligations and responsibilities, 4 nonexclusive linear easements with multiple branches for forest management purposes to benefit GMO Renewable Resources, LLC, and its successors and assigns, in Chain of Ponds Township, Franklin County. The easements must be located entirely along the existing forest management roads on state-owned land running in various directions from State Route 27; and be it further

**Sec. 5. Director of Bureau of Parks and Lands authorized, but not directed, to convey certain land in the Town of Newport, Penobscot County. Resolved:** That the Director of the Bureau of Parks and Lands within the Department of Conservation may by quitclaim deed without covenant convey, for negotiated value, and on such other terms and conditions as the director may direct, including maintenance and safety obligations and responsibilities, a trail-crossing easement in the Town of Newport, Penobscot County to benefit the properties of Maureen M. Greene, and Paul A. Greene, Jr. and Joel S. Burrill and Christine A. Burrill; and be it further

**Sec. 6. Director of Bureau of Parks and Lands authorized, but not directed, to convey certain land in the City of Augusta, Kennebec County. Resolved:** That the Director of the Bureau of Parks and Lands within the Department of Conservation may by quitclaim deed without covenant convey, for negotiated value not less than \$60,000, and on such other terms and conditions as the director may direct, the land and buildings at 157 Hospital Street leased to Bread of Life Ministries pursuant to a Bureau of Parks and Lands lease. Said land and buildings consisting of approximately 0.82 acres of land, one building and one garage in the City of Augusta, Kennebec County are to be conveyed to Bread of Life Ministries; and be it further

**Sec. 7. Director of Bureau of Parks and Lands authorized, but not directed, to lease certain land within Quoddy Head State Park in the Town of Lubec, Washington County. Resolved:** That the Director of the Bureau of Parks and Lands within the Department of Conservation may lease, on such terms and conditions as the director may direct, certain rights and lands within Quoddy Head State Park in the Town of Lubec, Washington County to the United States Government or the United States Coast Guard. The lease is limited to the rights to maintain, operate, expand, modernize and improve existing public safety communications facilities located within Quoddy Head State Park, including access rights and utility rights necessary to service such facilities.

See title page for effective date.

## CHAPTER 180

### S.P. 804 - L.D. 2114

#### **Resolve, Requiring the State To Use Valid Risk and Preventive Factors for Youth Programs**

**Sec. 1. Biannual survey of students. Resolved:** That the State shall, in its biannual survey of students, use a survey of students in grades 6 to 12 that, at both the state and local level, reliably and validly measures those risk and protective factors shown by research to predict adolescent health and behavior problems, including substance abuse and delinquency.

See title page for effective date.

## CHAPTER 181

### H.P. 1647 - L.D. 2282

#### **Resolve, Authorizing the Commissioner of Administrative and Financial Services on Behalf of the State To Convey Title and Other Interests in the Stone Buildings Formerly Occupied by the Augusta Mental Health Institute**

**Sec. 1. Definitions. Resolved:** That, as used in this resolve, the following terms have the following meanings.

1. "Commissioner" means the Commissioner of Administrative and Financial Services.
2. "State property" means the real and personal property described in sections 3 and 4 of this resolve.

In this resolve, the terms "lease" and "ground lease" are used interchangeably; and be it further

**Sec. 2. Authority to convey property. Resolved:** That, notwithstanding any other provision of law, the State by and through the commissioner may:

1. Enter into ground leases of the real property described in section 3;
2. Convey title to the buildings described in section 4 subject to surrender to the State upon termination of any ground lease; and
3. Negotiate, draft, execute and convey any rights that, in the commissioner's discretion, may contribute to the value of a proposed ground lease or are essential to the operation of a building located on the leased property; and be it further

**Sec. 3. Property interests that may be leased. Resolved:** That the commissioner may enter into ground leases for the following real property: the site formerly occupied by the Augusta Mental Health Institute on which stand the buildings known as the Stone Buildings, the Administration Building and the Center Building, together with such additional land and parking areas as may facilitate operation of the buildings and are not required by the State for operation of the East Campus.

The amount of property and the boundary of the property leased pursuant to this resolve must be those that the commissioner, in the commissioner's sole discretion, determines to be in the best interest of the State.

The state property may be leased for a term of up to 90 years in whole or in part, at the discretion of the commissioner, subject to such permits or approvals as may be required by law; and be it further