

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE

SECOND REGULAR SESSION
January 6, 2016 to April 29, 2016

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 29, 2016

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

Augusta, Maine
2016

by January 15, 2017 to the joint standing committee of the Legislature having jurisdiction over taxation matters containing the results of the Treasurer of State's research and recommendations for the most cost-effective way to ensure that residents of the State are able to obtain the tax advantages of participation in qualified programs. The committee may submit a bill to the First Regular Session of the 128th Legislature related to the Treasurer of State's report.

See title page for effective date.

CHAPTER 58
H.P. 999 - L.D. 1458

**Resolve, Regarding Legislative
Review of Chapter 30: Prior
Approval Process and Stop
Work Orders, a Major
Substantive Rule of the
Department of Agriculture,
Conservation and Forestry,
Bureau of Forestry**

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 Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above-named major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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. Adoption. Resolved: That final adoption of Chapter 30: Prior Approval Process and Stop Work Orders, a provisionally adopted major substantive rule of the Department of Agriculture, Conservation and Forestry, Bureau of Forestry that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

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

Effective March 9, 2016.

CHAPTER 59
S.P. 559 - L.D. 1457

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

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

Whereas, ownership of certain parcels of property in the Unorganized Territory of the State has devolved to the State due to property tax delinquencies; and

Whereas, the sale and conveyance of such parcels by the State Tax Assessor require the authorization of the Legislature; and

Whereas, legislative action is immediately necessary to ensure timely and efficient property tax administration in the Unorganized Territory; 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. 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 the Unorganized Territory as indicated in this resolve. Except as otherwise directed in this resolve, the sale must be made to the highest bidder subject to the following provisions.

1. Notice of the sale must be published 3 times prior to the sale, once each week for 3 consecutive weeks, in a 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.

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 with the earliest date 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 April 1, 2017.

Employees of the Department of Administrative and Financial Services, Bureau of Revenue Services and spouses, siblings, parents and children of employees of the Bureau of Revenue Services are barred from acquiring from the State any of the real property subject to this resolve.

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

Abbreviations and plan and lot references are identified in the 2013 State Valuation. Parcel descriptions are as follows:

2013 MATURED TAX LIENS

T17 R4 WELS, Aroostook County

Map AR021, Plan 5, Lot 51 038980029-3

Martin, Jacob P. 0.11 acre

TAX LIABILITY

2013	\$81.72
2014	81.35
2015	84.27
2016 (estimated)	84.27

Estimated Total	\$331.61
Taxes	
Interest	11.43
Costs	38.00
Deed	19.00

Total \$400.04

Recommendation: Sell to Martin, Jacob P. for \$400.04. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$425.00.

T16 R5 WELS, Aroostook County

Map AR030, Plan 2, Lot 1.1

038900043-1

Gorfinkle, H. M. et al.

0.49 acre

TAX LIABILITY

2013	\$158.05
2014	157.35
2015	162.99
2016 (estimated)	162.99

Estimated Total	\$641.38
Taxes	
Interest	22.11
Costs	38.00
Deed	19.00

Total \$720.49

Recommendation: Sell to Gorfinkle, H. M. et al. for \$720.49. If they do not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$725.00.

Cross Lake TWP, Aroostook County

Map AR031, Plan 1, Lot 75

038990330-4

St. Peter, Maryann

0.33 acre with building

TAX LIABILITY

2012	\$417.05
2013	420.81
2014	418.93
2015	287.04
2016 (estimated)	287.04

Estimated Total	\$1,830.87
Taxes	
Interest	131.83
Costs	51.00
Deed	19.00

Total \$2,032.70

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SECOND REGULAR SESSION - 2015

Recommendation: Sell to St. Peter, Mary-ann for \$2,032.70. If she does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$2,050.00.

Interest	13.09
Costs	38.00
Deed	19.00

Total	\$430.57
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T4 R3 BKP WKR, Franklin County

Recommendation: Sell to Bissonette, Joseph A. and Nancy E. for \$430.57. If they do not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$450.00.

Map FR004, Plan 2, Lot 119	078280157-1
Marco, Wesley G.	0.14 acre

TAX LIABILITY

2013	\$46.91
2014	43.15
2015	43.57
2016 (estimated)	43.57

Estimated Total Taxes	\$177.20
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Interest	6.44
Costs	38.00
Deed	19.00

Total	\$240.64
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Recommendation: Sell to Marco, Wesley G. for \$240.64. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$250.00.

T4 R3 BKP WKR, Franklin County

Freeman TWP, Franklin County

Map FR025, Plan 5, Lot 11	078080086-3
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Groeger, Donald	1.88 acres with building
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TAX LIABILITY

2013	\$393.33
2014	444.26
2015	448.57
2016 (estimated)	448.57

Estimated Total Taxes	\$1,734.73
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Interest	56.85
Costs	38.00
Deed	19.00

Total	\$1,848.58
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Recommendation: Sell to Groeger, Donald for \$1,848.58. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$1,850.00.

Map FR004, Plan 2, Lot 92	078280019-1
Bissonette, Joseph A. and Nancy E.	0.23 acre

TAX LIABILITY

2013	\$95.44
2014	87.78
2015	88.63
2016 (estimated)	88.63

Estimated Total Taxes	\$360.48
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Salem TWP, Franklin County

Map FR027, Plan 2, Lots 5.102, 5.12 and 5.161	078200319-1
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Howard, Stuart	10.80 acres with building
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TAX LIABILITY

2013	\$394.99
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SECOND REGULAR SESSION - 2015

RESOLVE, C. 59

2014	850.74
2015	858.99
2016 (estimated)	858.99

Estimated Total	\$2,963.71
Taxes	
Interest	126.90
Costs	38.00
Deed	19.00

Total \$3,147.61

Recommendation: Sell to Howard, Stuart for \$3,147.61. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$3,150.00.

Madrid TWP, Franklin County

Map FR029, Plan 5, Lot 2 071100280-5

White, Christy J., Per. Rep. 0.34 acre with building

TAX LIABILITY

2013	\$288.12
2014	262.76
2015	220.00
2016 (estimated)	220.00

Estimated Total	\$990.88
Taxes	
Interest	39.45
Costs	38.00
Deed	19.00

Total \$1,087.33

Recommendation: Sell to White, Christy J., Per. Rep. for \$1,087.33. If she does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$1,100.00.

Fletchers Landing TWP, Hancock County

Map HA004, Plan 2, Lot 84

098040056-4

Colby, Felicia M.

0.72 acre

TAX LIABILITY

2013	\$16.73
2014	20.30
2015	18.71
2016 (estimated)	18.71

Estimated Total \$74.45

Taxes	
Interest	4.36
Costs	51.00
Deed	19.00

Total \$148.81

Recommendation: Sell to Colby, Felicia M. for \$148.81. If she does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$150.00.

Albany TWP, Oxford County

Map OX016, Plan 1, Lots 46.1 and 46.2

178020536-2

Sprague, George A. and Brown, Helen and John S.

0.66 acre

TAX LIABILITY

2013	\$52.98
2014	61.96
2015	63.59
2016 (estimated)	63.59

Estimated Total \$242.12

Taxes	
Interest	7.73
Costs	38.00
Deed	19.00

Total \$306.85

RESOLVE, C. 59

SECOND REGULAR SESSION - 2015

Recommendation: Sell to Sprague, George A. and Brown, Helen and John S. for \$306.85. If they do not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$325.00.

Interest	35.69
Costs	38.00
Deed	19.00
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Total	\$1,007.72

Albany TWP, Oxford County

Map OX016, Plan 2, Lot 225.2 178022050-1

Thibodeau, Andre R. 11.44 acres

Recommendation: Sell to Briggs, Albion G. for \$1,007.72. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$1,025.00.

Greenfield TWP, Penobscot County

Map PE039, Plan 8, Lot 70 192700343-1

Doucette, Donald 0.30 acre

TAX LIABILITY

2013	\$271.60
2014	204.96
2015	210.42
2016 (estimated)	210.42

Estimated Total	\$897.40
Taxes	
Interest	35.69
Costs	38.00
Deed	19.00

Total \$990.09

Recommendation: Sell to Thibodeau, Andre R. for \$990.09. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$1,000.00.

TAX LIABILITY

2013	\$22.84
2014	22.86
2015	22.97
2016 (estimated)	22.97

Estimated Total	\$91.64
Taxes	
Interest	3.20
Costs	38.00
Deed	19.00

Total \$151.84

Recommendation: Sell to Doucette, Donald for \$151.84. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$175.00.

Kingman TWP, Penobscot County

Map PE036, Plan 2, Lots 59.2, 60.1 and 61.1 198080012-1

Briggs, Albion G. 4.65 acres with building

T1 R1 NBKP T&R, Somerset County

Map SO031, Plan 5, Lot 8.6 258030201-1

Patterson, William A. 5 acres

TAX LIABILITY

2013	\$254.83
2014	255.12
2015	202.54
2016 (estimated)	202.54

Estimated Total \$915.03
Taxes

TAX LIABILITY

2012	\$5,190.00
2013	179.12

SECOND REGULAR SESSION - 2015

RESOLVE, C. 59

2014	176.12
2015	181.04
2016 (estimated)	181.04

Estimated Total	\$5,907.32
Taxes	
Interest	691.02
Costs	51.00
Deed	19.00

Total	\$6,668.34
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Recommendation: Sell to Patterson, William A. for \$6,668.34. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$6,675.00.

T1 R1 NBKP RS, Somerset County

Map SO033, Plan 6, Lot 16.1 258440487-2

Herrmann, Richard J. and Diane E. 0.94 acre with building

TAX LIABILITY

2013	\$14.58
2014	856.99
2015	873.92
2016 (estimated)	873.92

Estimated Total	\$2,619.41
Taxes	
Interest	91.51
Costs	38.00
Deed	19.00

Total	\$2,767.92
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Recommendation: Sell to Herrmann, Richard J. and Diane E. for \$2,767.92. If they do not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$2,775.00.

T29 Middle Division, Washington County

Map WA009, Plan 2, Lot 3

298020018-1

Leavitt, Mark L.

1.19 acres with building

TAX LIABILITY

2013	\$663.17
2014	660.72
2015	666.65
2016 (estimated)	666.65

Estimated Total	\$2,657.19
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Taxes	
Interest	92.76
Costs	38.00
Deed	19.00

Total	\$2,806.95
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Recommendation: Sell to Leavitt, Mark L. for \$2,806.95. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$2,825.00.

T7 R2 NBPP, Washington County

Map WA022, Plan 1, Lot 11.2

298080077-3

Sawyer, Thomas M. and Rhonda S.

41 acres

TAX LIABILITY

2013	\$41.07
2014	41.03
2015	42.90
2016 (estimated)	42.90

Estimated Total	\$167.90
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Taxes	
Interest	5.75
Costs	38.00
Deed	19.00

Total	\$230.65
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Recommendation: Sell to Sawyer, Thomas M. and Rhonda S. for \$230.65. If they do not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$250.00.

Edmunds TWP, Washington County

Map WA029, Plan 1, Lot 40

298040211-2

Tucker, Michael J. II

2.18 acres with building

TAX LIABILITY

2013	\$52.01
2014	51.82
2015	54.06
2016 (estimated)	54.06
Estimated Total Taxes	\$211.95
Interest	6.97
Costs	38.00
Deed	19.00
Total	\$275.92

Recommendation: Sell to Tucker, Michael J. II for \$275.92. If he does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$300.00.

Centerville TWP, Washington County

Map WA035, Plan 3, Lot 24.1

290800047-1

Mitchell, Vera

0.25 acre

TAX LIABILITY

2013	\$12.21
2014	15.00
2015	15.65
2016 (estimated)	15.65
Estimated Total Taxes	\$58.51
Interest	1.81

Costs	38.00
Deed	19.00
Total	\$117.32

Recommendation: Sell to Mitchell, Vera for \$117.32. If she does not pay this amount within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$125.00.

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

Effective March 10, 2016.

CHAPTER 60 H.P. 1058 - L.D. 1555

Resolve, Regarding Legislative Review of Portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age 20, a Major Substantive Rule of the Department of Education

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 Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above-named major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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. Adoption. Resolved: That final adoption of portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age 20, a provisionally adopted major substantive rule of the Department of Education that has been submitted to the Legislature for review pursuant to the Maine Revised