

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1699

H. P. 1196

House of Representatives, June 7, 1967

Reported by a Majority of the Committee on Judiciary. Printed under Joint Rules No. 18.

BERTHA W. JOHNSON, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Relating to Highway Commission Land Taking.

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

R. S., T. 23, § 160, additional. Title 23 of the Revised Statutes is amended by adding a new section 160, to read as follows:

§ 160. Hardship

Notwithstanding any other provision of law, whenever the State or any agency thereof or any political subdivision of said State or any authority in the exercise of the power of eminent domain shall, by any preliminary act or communication incidental to the actual taking of property, cause the owner or owners of such property pecuniary hardship involving a net loss of rent from such property or a diminution in the value of such property, prior to the taking, then the State or any agency thereof or any political subdivision of said State or any authority shall, by a separate award, reimburse such owner or owners when damages for the actual taking are paid. As an alternative remedy to any other available, said owner or owners may bring an action in the Superior Court in the county in which the taking occurred for recovery of said damages.