

# MAINE STATE LEGISLATURE

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# ONE HUNDRED AND SEVENTH LEGISLATURE

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**Legislative Document**

**No. 1489**

H. P. 1193

House of Representatives, March 25, 1975

Referred to the Committee on Transportation. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Littlefield of Hermon.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FIVE

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**AN ACT Granting the Maine Port Authority Certain Powers with Respect to Acquiring, Operating and Leasing Certain Railroad Equipment.**

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

P&SL 1929, c. 114, § 1, sub-§ (b), first sentence, as last amended by P&SL 1973, c. 214, § 2, is repealed and the following enacted in place thereof:

The said Port Authority is constituted a public agency of the State of Maine for the general purpose of acquiring, constructing and operating any kind of port terminal facility and acquiring and operating railroad equipment and rolling stock within the State of Maine with all the rights, privileges and power necessary therefor. It shall have the power of buying, leasing and otherwise acquiring, holding, owning, controlling, leasing, operating and otherwise using, selling and otherwise disposing of real and personal property and such rights and easements therein as its directors may from time to time consider necessary for the purposes set forth herein. It may construct pipelines, highways, waterways, railroad facilities, storage yards and sites for warehouses and industrial establishments, and may lay out and build wharves and piers, with buildings and appurtenances, docks, elevators, public warehouses, and every kind of railroad and marine terminal facility, as, in the opinion of its directors may be desirable. It may purchase for lease to duly authorized railroad operators, railroad rolling stock including locomotives, freight cars and cabooses for the transportation of freight. Oil pipelines shall be limited to any facility in Portland Harbor and shall not extend beyond the limits of waterfront property owned or controlled by the Authority or the State of Maine as that ownership or control existed on February 28, 1974. It may lease, demise or rent any of its real or personal property. It may make any contract or agreement for the carrying on or performance of its

purposes or for the more advantageous, expeditious or convenient discharge of its duties. No form of indebtedness issued or liabilities incurred by said Port Authority shall become an obligation of the State of Maine and all instruments so issued shall so state. It may acquire, hold and operate lighters and other vessels necessary or convenient. It may establish and collect the fees, rates, rentals and other compensation for the use of its property and facilities. It shall keep account of its income and expenditures, property and liabilities, in manner generally prescribed by the Department of Finance and Administration, through the Bureau of Accounts and Control, and it shall make an annual report of the condition of its property and finances to the Governor and Council. The net income of the Port Authority may be used for any authorized purposes. Acquisition, construction, maintenance and operation of oil off-loading facilities shall be limited to sites in Portland Harbor.

#### STATEMENT OF FACT

This bill will permit the Maine Port Authority to acquire, construct and operate railroad equipment and to lease railroad rolling stock to railroad operators for the transportation of freight.