

# MAINE STATE LEGISLATURE

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L.D. 2401

(Filing No. H- 590)

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
113TH LEGISLATURE  
SECOND REGULAR SESSION

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COMMITTEE AMENDMENT "<sup>A</sup>" to H.P. 1752, L.D. 2401,  
Bill, "AN ACT to Establish a Permit to Operate a  
Railroad."

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Amend the bill by striking out all of the title  
and inserting in its place the following:

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'AN ACT to Require Notice of Major Modifications  
in Rail Service.'

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Further amend the bill by striking out everything  
after the enacting clause and inserting in its place  
the following:

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'23 MRSA c.615 is enacted to read:

18

CHAPTER 615

19

RAIL SERVICE

20

§7101 Major Modifications in Rail Service

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1. Findings. The Legislature finds that it is in  
the public interest that the State be promptly  
informed of any proposed major modifications to the  
rail service in this State.

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2. Notice required. Any railroad which files a  
petition or proposal with the Interstate Commerce

COMMITTEE AMENDMENT "A" to H.P. 1752, L.D. 2401

1 Commission concerning the sale, merger, abandonment or  
2 embargo of any railroad line in this State shall  
3 concurrently file a copy of the petition or proposal  
4 with the Department of Transportation. Any person,  
5 corporation or other entity which proposes to acquire  
6 or construct an additional railroad line in this State  
7 or provide rail transportation over or by means of an  
8 extended or additional railroad line and which files a  
9 petition or proposal with the Interstate Commerce  
10 Commission to do so shall concurrently file a copy of  
11 the petition or proposal with the department.

12 3. Review; report. The department shall review  
13 any petition or proposal for major modification to the  
14 rail service in the State filed under subsection 2.  
15 Upon conclusion of its review the department shall  
16 report to the Governor and the Legislature, if the  
17 proposal has a major effect on rail service in the  
18 State.

19 FISCAL NOTE

20 It is anticipated that any costs relating to the  
21 issuance of reports and other related expenses would  
22 be absorbed by the Department of Transportation  
23 utilizing existing resources.'

24 STATEMENT OF FACT

25 The amendment provides a mechanism by which the  
26 Maine Department of Transportation will be informed of  
27 proposed major modifications in rail service at the  
28 same time the petition or proposal to make this  
29 modification is filed with the Interstate Commerce  
30 Commission. The department will review the proposal  
31 and will report on it to the Governor and the  
32 Legislature, if it has a major effect on rail service  
33 in the State. The amendment deletes from the bill any  
34 requirement for a state permit, and it does not affect  
35 the jurisdiction of the Interstate Commerce Commission.

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