

MAINE STATE LEGISLATURE

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L.D. 19

(Filing No. H- 157)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 24, L.D. 19, Bill, "An Act to Establish Utility Rights in Certain Easements"

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

'An Act Concerning the Right to Install Utilities in Certain Easements or Rights-of-Way'

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

'33 MRSA §458 is enacted to read:

§458. Easements or rights-of-way; installation of utility services

1. Easements or rights-of-way established on or after January 1, 1990. The owner of an easement or right-of-way does not have the right by implication to install utility services on or under the easement or right-of-way if:

A. The easement or right-of-way is originally established in a written instrument executed on or after January 1, 1990; and

B. The instrument granting or reserving the easement or right-of-way does not expressly include the right to install utility services.

2. Definitions. As used in this section, the following terms have the following meanings.

A. "Easement or right-of-way" means the right of a person to pass over the land of another person.

