

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1060

S.P. 383

Received by the Secretary, March 8, 1991

Referred to the Committee on Utilities and 1400 ordered printed pursuant to Joint Rule 14.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

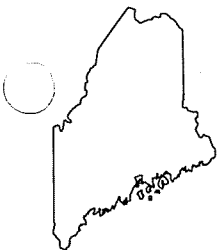
Presented by Senator BALDACCI of Penobscot
Cosponsored by Senator VOSE of Washington.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act to Create a Limited Right of Entry.

Printed on recycled paper



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

35-A MRSA §3136, sub-§5 is enacted to read:

5. Limited right of entry; damages. An electric utility may enter upon lands or easements to appraise, survey and perform preliminary engineering and environmental testing to determine whether those lands or easements are necessary or suitable for the location of its transmission lines. Prior to any such entry, the electric utility shall notify the owner and the owner or the owner's representative must be given the opportunity to accompany the electric utility.

The electric utility is liable to the owner if the owner's property is injuriously affected or reduced in value by an entry pursuant to this subsection.

STATEMENT OF FACT

This bill provides for a limited right of entry on private property for the purpose of surveying and doing environmental studies required to gather information necessary for an electric utility to complete an application to the Public Utilities Commission.