

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

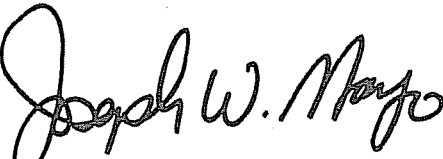
No. 539

H.P. 420

House of Representatives, February 17, 1993

**An Act to Ensure That Senior Citizens Have Access to Parks Purchased
with State Funds.**

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative KONTOS of Windham.
Cosponsored by Representatives: GRAY of Sedgwick, HALE of Sanford, MURPHY of
Berwick, SIMONDS of Cape Elizabeth.

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

2 **Sec. 1. 5 MRSA §6209, sub-§2**, as enacted by PL 1987, c. 506,
4 §§1 and 4, is amended to read:

6 **2. Title.** Title to all lands acquired pursuant to this
8 chapter shall--be is vested solely in the State. Management
10 responsibilities for the acquired lands may be contracted by the
12 land-owning state agency to cooperating entities, subject to
14 appropriate lease arrangements, upon the recommendation of the
 agency's commissioner and approval of the board. Appropriate
 lease arrangements include a provision that the lessee honor any
 senior citizen privileges or passes available through the Bureau
 of Parks and Recreation in the Department of Conservation.

16 **Sec. 2. 12 MRSA §602, sub-§1**, as amended by PL 1975, c. 771,
18 §126, is further amended to read:

20 **1. Acquire land; license; eminent domain.** With the consent
22 of the Governor and--Council, to acquire in behalf of the State,
24 land or any interests therein within this State, with or without
26 improvements, by purchase or gift, and by eminent domain and with
28 like consent to sell and convey such lands or interests therein,
30 or lease the same, or by revocable license or agreement, or grant
32 to any person, firm or corporation exclusive rights and
34 privileges to the use and enjoyment of portions of such lands.
36 Any such license, lease or agreement granted or entered into
38 shall must be canceled or revoked after due notice of intention
40 to cancel or revoke the--same by action of the bureau, when the
42 use for which said the license was given shall--have--been is
44 abandoned, materially modified, or whenever the conditions
46 imposed in any license, lease or agreement shall--have--been are
48 broken. The right of eminent domain shall may not be exercised to
50 take any area or areas in any one park which that singly or
 collectively exceed 200 acres, nor shall may it be exercised to
 take any developed or undeveloped mill site or water power
 privilege in whole or in part or any land used or useful in
 connection therewith, or any land being utilized for any
 industrial enterprise.

 Prior to the exercise of any eminent domain power, the bureau
 shall notify the owners of any lands proposed to be acquired and
 shall, at the request of such landowners, afford such landowners
 with the opportunity of a public hearing to testify as to the
 necessity and propriety of taking such lands.

Any lease entered into by the bureau must contain a provision
 that the lessee honor any senior citizen privileges or passes
 available through the bureau;

STATEMENT OF FACT

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This bill ensures that senior citizen passes and privileges are recognized on state lands leased to other entities.

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