

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 847, L.D. 1152, Bill, "An Act to Clarify the Authority of the Department of Transportation to Determine Condition of Property Prior to Acquiring"

Amend the amendment in section 2 in subsection 3 in the next to last line (page 2, line 42 in amendment) by inserting after the following: "warrant" the following: 'from the Superior Court for the county in which the property is located'

Further amend the amendment in section 2 in subsection 3 by adding at the end (page 2, line 43 in amendment) the following: 'The department shall file an application in Superior Court in the form of a sworn affidavit that must include:

A. The statutory authority under which the department is authorized to acquire lands by eminent domain;

B. A description of the property to be examined;

C. A statement that the department has requested permission from the owner of the property to conduct an examination and that permission has been denied; and

D. A statement of the purpose for the entry and examination and the nature and scope of the activities reasonably necessary to accomplish this purpose.'

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HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 847, L.D.
1152

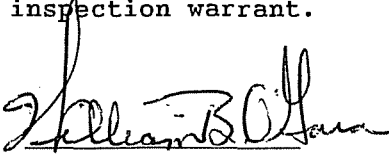
STATEMENT OF FACT

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This amendment details the procedure for acquiring an
4 administrative inspection warrant.

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SPONSORED BY: 
(Representative O'GARA)

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TOWN: Westbrook

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