

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 984

S.P. 358

In Senate, March 28, 1995

An Act Concerning the Eminent Domain Powers of Sanitary and Sewer Districts.

Reference to the Committee on Utilities and Energy suggested and ordered printed.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS
Secretary of the Senate

Presented by Senator BEGLEY of Lincoln.
Cosponsored by Senators: CARPENTER of York, LORD of York, Representative:
CAMERON of Rumford.

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

4 **Sec. 1. 38 MRSA §1152**, as enacted by PL 1965, c. 310, is
amended by adding a new first paragraph to read:

6 The right of eminent domain, as specified in this section,
8 is only granted to those districts that specifically request the
right in the application or petition requesting formation.

10
12 **STATEMENT OF FACT**

14 Under current law, any sanitary district that is approved
and organized has the power of eminent domain. This bill gives
16 the right to sanitary districts and sewer districts by operation
of the Maine Revised Statutes, Title 38, section 1252, only if
18 the power is specifically requested in the initial application or
petition for formation.