

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 333

S.P. 107

In Senate, January 30, 2001

**An Act to Allow the Maine Turnpike Authority to Construct
Communications Facilities.**

Reference to the Committee on Transportation suggested and ordered printed.

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

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator SAVAGE of Knox.
Cosponsored by Representative FISHER of Brewer and
Representative: McNEIL of Rockland.

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

4 **Sec. 1. 23 MRSA §1965, sub-§1, ¶D-1** is enacted to read:

6 D-1. Construct, acquire, install, maintain and reconstruct
8 communications facilities and equipment within the
10 boundaries of the turnpike for the use of the authority or
12 the use of others or both on such terms and conditions as
14 the authority may determine;

16 **Sec. 2. 23 MRSA §1967, sub-§1**, as amended by PL 1993, c. 612,
18 §6, is further amended to read:

20 **1. Property of the authority.** All property of the
22 authority and all property held in the name of the State pursuant
24 to the provisions of this chapter ~~is~~ are exempt from levy and
26 sale by virtue of any execution, and an execution or other
28 judicial process is not a valid lien upon ~~its~~ the property of the
30 authority held pursuant to the provisions of this chapter. The
32 authority may not lease, sell or otherwise convey, or allow to be
34 used, any of its real or personal property or easements in that
36 property, franchises, buildings or structures, with access to any
38 part of the turnpike or its approaches, for commercial purposes,
40 with the exception of such intermodal transportation facilities,
42 kiosks at rest areas, gasoline filling stations, service and
44 repair stations, state and tri-state lottery ticket agencies,
46 automatic teller machines and restaurants as it determines
48 necessary to service the needs of the traveling public while
using the turnpike, except that the authority may erect or
install or permit the erection or installation of electric power,
telegraph, telephone, communications, water, sewer or pipeline
facilities; and provided also that the leasehold interests in
such intermodal transportation facilities, kiosks, gasoline
filling stations, service and repair stations, state and
tri-state lottery ticket agencies, automatic teller machines and
restaurants are subject to taxation as provided in section 1971.
In accordance with rules adopted pursuant to section 1965,
subsection 1, paragraph U, the authority may erect and maintain
or allow to be erected and maintained signs that contain names,
symbols, trademarks, logos or other identifiers of specific
commercial enterprises.

44 **SUMMARY**

46 This bill authorizes the Maine Turnpike Authority to
48 construct and install, on the property constituting the turnpike,
communications facilities and equipment for the authority's use,
the use of others or both. The authority is authorized to lease

2 its property for the construction and installation of
communications facilities and equipment.