

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 463

S.P. 140

In Senate, February 1, 2001

An Act to Authorize the Department of Transportation to Locate and Construct Railroad Lines.

Submitted by the Department of Transportation pursuant to Joint Rule 204.
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.

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

2
4 **Sec. 1. 23 MRS**A §5071, as enacted by PL 1987, c. 141, Pt. A, §4, is amended by inserting at the end a new paragraph to read:

6 To carry out its directive to ensure the development and
8 maintenance of safe, efficient and reliable rail transportation,
10 the Department of Transportation may locate and construct
12 railroad lines. The department shall give notice of the location
14 of each such railroad line by publishing a description of the
16 location in a newspaper of general circulation in each county
18 through which the line passes. Before commencing construction,
20 the department shall set a day and time for hearing so that all
22 interested persons have an opportunity to appear. If the
24 department, after hearing, determines to proceed with the
26 construction of the railroad line, the department shall file with
28 the registry of deeds of each affected county a plan of the
30 location of the line defining its course, distance and
 boundaries. This plan must be kept on file and available to the
 public at the department's office in Augusta. For the purpose of
 locating and constructing railroad lines, the department may
 acquire all necessary property interests through purchase, lease,
 condemnation pursuant to section 154.

SUMMARY

28 This bill authorizes the Department of Transportation to
30 locate and construct railroad lines. This bill does not affect
 the current law prohibiting the department from operating a
 railroad line.