

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 510

H.P. 386

House of Representatives, February 1, 2005

An Act Concerning Dismantling of Railroad Track

Reference to the Committee on Transportation suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Speaker RICHARDSON of Brunswick.
Cosponsored by President EDMONDS of Cumberland and
Representatives: ADAMS of Portland, CROSBY of Topsham, CUMMINGS of Portland,
DUDLEY of Portland, HARLOW of Portland, HUTTON of Bowdoinham, MARLEY of
Portland, WATSON of Bath.

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

4 **Sec. 1. 23 MRSA §7107**, as enacted by PL 2003, c. 498, §4, is
amended to read:

6 **§7107. Dismantling of state-owned track**

8 Except as provided in this section, the Department of
9 Transportation, a county or municipality or other political
10 subdivision of this State, a public agency or commission, a
11 public service corporation or district or a private entity may
12 not dismantle or contract with ~~a state agency or private entity~~
13 anyone for the dismantling of state-owned track. When the
14 department owner of the track, in consultation with a regional
15 economic planning entity and a regional transportation advisory
16 committee established in accordance with rules adopted under
17 section 73, subsection 4, determines that removal of a specific
18 length of rail ~~owned-by-the-State~~ will not have a negative impact
19 on a region or on future economic opportunities for that region,
20 the ~~Commissioner-of-Transportation~~ owner of the track shall seek
21 review by and approval of the joint standing committee of the
22 Legislature having jurisdiction over transportation matters prior
23 to removal.

24
26 **SUMMARY**

28 This bill amends the law establishing procedures for
dismantling railroad track so that it applies to any track, not
30 just state-owned track.