

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)

Date: 6-7-07

(Filing No. H- 471)

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST REGULAR SESSION**

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 720,
L.D. 960, Bill, "An Act To Base Value in Eminent Domain Takings of Businesses on
Going Concern Value"

Amend the amendment by striking out all of the first 2 indented paragraphs after the
title (page 1, lines 11 to 17 in amendment) and inserting the following:

'Amend the bill by striking out all of section 1.

Amend the bill in section 2 in §154-G in subsection 1 in the 2nd line (page 1, line 19
in L.D.) by inserting after the following: "business" the following: 'established for more
than 3 years that is located on land that is the subject of the proceedings or located on
adjoining land if that business owns the land that is the subject of the proceedings'

Amend the bill by striking out all of sections 3 and 4.'

Amend the amendment by inserting after section 6 the following:

'Amend the bill by relettering or renumbering any nonconsecutive Part letter or
section number to read consecutively.'

SUMMARY

This amendment removes provisions from Committee Amendment "A" that apply to
compensation to be paid by municipalities when exercising eminent domain authority.
This amendment also amends the criteria established in the bill for determination of
compensation to be paid by the State when the Department of Transportation exercises
eminent domain to apply to the displacement of a business established for more than 3
years that is located on land that is the subject of the proceedings or on adjoining land if
that business owns the land that is the subject of the proceedings.

SPONSORED BY:

(Representative GILES)

TOWN: Belfast

FISCAL NOTE REQUIRED
(See attached)



Approved: 06/07/07 *mac*

123rd MAINE LEGISLATURE

LD 960

LR 799(04)

An Act To Base Value in Eminent Domain Takings of Businesses on Going Concern Value

Fiscal Note for House Amendment "A" to Committee Amendment "A"

Sponsor: Rep. Giles of Belfast

Fiscal Note Required: Yes

Fiscal Note

Eliminates State Mandate