

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 311

H.P. 220

House of Representatives, February 7, 2013

**An Act To Protect Landowners from the Exercise of Eminent
Domain in Energy Infrastructure Corridors**

Reference to the Committee on Judiciary suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative DUNPHY of Embden.
Cosponsored by Representatives: FITZPATRICK of Houlton, GIFFORD of Lincoln, LIBBY
of Waterboro, MALABY of Hancock, McCLELLAN of Raymond, POULIOT of Augusta,
SANDERSON of Chelsea.

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

2 **Sec. 1. 35-A MRSA §122, sub-§7**, as amended by PL 2011, c. 655, Pt. MM, §16
3 and affected by §26, is repealed and the following enacted in its place:

4 **7. Eminent domain.** Notwithstanding any other provision of law, a person may not
5 take and hold by right of eminent domain any land or easement for the purposes of
6 establishing or developing an energy infrastructure corridor.

7 **SUMMARY**

8 This bill repeals the eminent domain authority for the purposes of developing an
9 energy infrastructure corridor and prohibits any authority for eminent domain under
10 Maine law to be used for the purposes of establishing or developing an energy
11 infrastructure corridor.