

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 1209

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H.P. 853

House of Representatives, March 26, 2013

**An Act To Prohibit the Use of Public Resources for a Privately  
Owned East-west Highway**

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Reference to the Committee on Transportation suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative CASSIDY of Lubec.  
Cosponsored by Representatives: CHAPMAN of Brooksville, CHENETTE of Saco, GIDEON  
of Freeport, NOON of Sanford, RYKERSON of Kittery.

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

2 **Sec. 1. 23 MRSA §4252** is enacted to read:

3 **§4252. Development of private east-west highway**

4 **1. Expenditure for development prohibited.** Notwithstanding any provision of  
5 law to the contrary, public funds may not be expended for the development of a privately  
6 owned east-west highway or utility corridor. As used in this subsection, "development"  
7 includes, but is not limited to, a feasibility or impact study, preparation, planning or  
8 construction or the purchase of land.

9 **2. Use of public land prohibited.** Notwithstanding any provision of law to the  
10 contrary, public land may not be used for the development or construction of a privately  
11 owned east-west highway or utility corridor.

12 **Sec. 2. Resolve 2011, c. 147** is repealed.

13 **Sec. 3. Retroactivity.** That section of this Act that repeals Resolve 2011, chapter  
14 147 applies retroactively to August 30, 2012.

15 **SUMMARY**

16 This bill prohibits the use of state funds or state-owned property for the construction  
17 or development of a privately owned east-west highway, including the preparation or  
18 study for the development of a privately owned east-west highway.

19 This bill also repeals "Resolve, To Require the Department of Transportation To  
20 Facilitate and Oversee a Study of the Feasibility of an East-west Highway," retroactively  
21 to the effective date of that resolve.