

MAINE STATE LEGISLATURE

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N I N E T Y - F I R S T L E G I S L A T U R E

Legislative Document

No. 148

S. P. 148

In Senate, January 27, 1943.

Referred to Committee on Public Utilities. Sent down for concurrence and ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Batchelder of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

AN ACT Relating to the Building and Maintenance of Highway Crossings
of Railroads.

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

R. S., c. 27, § 37, amended. Section 37 of chapter 27 of the revised statutes is hereby amended to read as follows :

'Sec. 37. Maintenance of such ways already laid out. In case of such ways already ~~so~~ laid out, which cross over or under any railroad track, or tracks, and not at grade, the allocation of the expense of ~~building and maintaining~~ rebuilding, reconstructing and maintaining so much thereof as is within the limits of such railroad shall be ~~borne~~ determined, as provided ~~in~~ by the preceding section, the ~~question shall be determined~~ by the public utilities commission upon application to it ~~of~~ by any ~~company~~ corporation whose track is, or tracks are, so crossed, ~~made within sixty days after written notice has been served thereon by the municipal officers of any town in which such way is located, requesting such company to build and maintain so much of such way as is within the limits of its road,~~ by the municipal officers of any town in which the crossing is located or by the state highway commission. In allocating or apportioning such expense the commission shall give due consideration to whether the railroad or the highway was first constructed, to the

nature and volume of highway traffic and the changes therein since original construction of the crossing, to the number of trains operated by the railroad at the crossing, and all other relevant facts and circumstances.'