

# MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

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ONE HUNDRED AND SEVENTH LEGISLATURE

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**Legislative Document**

**No. 2088**

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H. P. 1901 House of Representatives, January 26, 1976  
Referred to Committee on Agriculture. Sent up for concurrence and  
ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Teague of Fairfield.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-SIX

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**AN ACT to Clarify the Statutory Authority of the  
Board of Pesticide Control.**

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

**Sec. 1.** 22 MRSA § 1471-C, sub-§ 4, as enacted by PL 1975, c. 397, § 2, is amended to read:

**4. Certified applicator.** "Certified applicator" means any ~~individual person~~ person who is certified pursuant to section 1471-D and authorized to use or supervise the use of any pesticides.

**Sec. 2.** 22 MRSA § 1471-C, sub-§ 5, as enacted by PL 1975, c. 397, § 2, is amended to read:

**5. Commercial applicator.** "Commercial applicator" means ~~a certified applicator~~ any person, whether or not the ~~applicator~~ person is a private applicator with respect to some uses, who uses or supervises the use of any pesticide for any purpose or on any property other than as provided by subsection 22.

**Sec. 3.** 22 MRSA § 1471-C, sub-§ 22, as enacted by PL 1975, c. 397, § 2, is amended to read:

**22. Private applicator.** "Private applicator" means ~~an individual~~ any person who uses or supervises the use of any pesticide which is classified for restricted or limited use for purposes of producing any agricultural commodity on property owned or rented by him or his employer or, if applied without compensation other than trading of personal services between producers of agricultural commodities, on the property of another person.

Sec. 4. **Effective date.** Sections 1, 2 and 3 of this Act shall take effect January 2, 1977.

Sec. 5. PL 1975, c. 397, § 3 is amended to read:

Sec. 3. **Effective date.** This Act shall become effective on ~~October 1, 1976~~ January 1, 1977, except for Title 22, section 1471-M, which shall take effect 90 days after the adjournment of the Legislature.

STATEMENT OF FACT

The purpose of this bill is to correct inconsistencies and ambiguities in the statute of the Pesticides Control Board and to change the effective date of Title 22, chapter 258-A.