

MAINE STATE LEGISLATURE

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S. OF R.

L.D. 1925
(Filing No. S-460)

STATE OF MAINE
SENATE
108TH LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to H.P. 1858, L.D. 1925, Bill, "AN ACT to Permit Persons Other Than Arborists to Take Down Trees by Topping or Sections."

Amend the bill by striking out the emergency preamble.

Further amend the bill by striking out everything after the enacting clause and inserting in its place the following:

'Sec. 1. 32 MRSA §1951, sub-§1, as last amended by PL 1971, c. 347, §1, is further amended to read:

1. Arborist. "Arborist" means a person who, for compensation, diagnoses or evaluates the condition of shade or ornamental trees; or solicits, recommends or supervises the treatment of such trees; or in any manner or for any purpose treats or cares for such trees or parts thereof; or takes down or fells
← such trees by topping or by sections, except pursuant to a permit issued under section 2051-A; or for control of any diseases, injuries or insects, sprays or treats by any other method such trees or forest trees.

Sec . 2. 32 MRSA §2051, as amended by PL 1965, c. 226, §73, is further amended to read:

§2051. License required

No Except as provided in section 2051-A, no person shall advertise, solicit, contract or in any way engage for compensation in the business of an arborist, or make representation as being able to do so, without being licensed as an arborist except that licensees under the current arborist law shall remain/provided they meet the provisions of this subchapter.
eligible for renewal

SENATE AMENDMENT "A" to H.P. 1858, L.D. 1925

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Sec. 3. 32 MRSA §2051-A is enacted to read:

§2051-A. Exemptions to licensing requirements

The municipal officers of a municipality or their designee may issue to any person residing in that municipality a permit, in a form designated by the Commissioner of Business Regulation, allowing the applicant, or a person designated by him, to remove trees from land owned by the applicant, without a license as an arborist as required by section 2051. No such permit shall be issued unless the applicant shall furnish to the municipal officers or their designee satisfactory evidence that the person who will remove the trees is competent to do so. The permit shall state the name of the applicant, the name of the person who will remove the trees, the number of trees to be removed, the date or dates on which the trees shall be removed and any other restrictions which the municipal officers or their designee deems necessary to ensure the safe and efficient removal of the trees. The municipal officers may charge any fee for the issuance of permits which they deem necessary to cover the expenses of issuing permits and otherwise administering this section.'

Further amend the bill by striking out all of the emergency clause.

Statement of Fact

The purpose of this amendment is to provide for the limited issuance of permits by municipalities to persons who wish to have trees removed from their land. The municipality may issue a

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permit if it is satisfied that the person to remove the trees is competent to do so. The municipality may also impose restrictions on the removal to prevent abuse of this privilege.



(Redmond)

NAME:

COUNTY: Somerset