MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
http://legislature.maine.gov/lawlib

Legislative Document   No. 335

S. P. 160   In Senate, February 6, 1979
  Referred to the Committee on Energy and Natural Resources. Sent down for
concurrence and ordered printed.
  Presented by Senator Perkins of Hancock.
                                    MAY M. ROSS, Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

AN ACT Exempting Certain Nonconsumer, Industrial Uses of Aerosols from the Statute Prohibiting Certain Aerosols.

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

  38 MRSA § 1601, first ¶, as enacted by PL 1977, c. 202, is amended to read:

  After January 1, 1979, no person shall sell or offer to sell in this State any aerosol
spray which contains a propellant trichloromonofluoromethane,
difluorodichloromethane or any other saturated chlorofluorocarbon compound not
containing hydrogen; provided that nothing in this Act shall prohibit the sale or
use of any aerosol spray containing such a propellant if the product contains one or
more drugs as defined by section 201 (g) (1) of the Federal Food, Drug and
Cosmetic Act and which aerosol spray is to be used for a generally recognized
medical purpose, **or is classified as an essential use exemption in 40 Code of
Federal Regulations, subchapter R, section 762.21, paragraphs (a) to (g), 43
Federal Register, 11324, March 17, 1978, 43 Federal Register, 59500, December 21,
1978.**

                        STATEMENT OF FACT

  This bill will amend the aerosol statute to exempt certain nonconsumer,
industrial uses, as defined in the Code of Federal Regulations, for which no other
reasonable propellant is available and will bring the statute into conformance
with the federal regulation.