

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-428)
109TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1126, L.D. 1396,
Bill, "AN ACT to Make Substantive Changes in the Forestry
Statutes."

Amend the Bill in section 2 by striking out all of that
part designated "§505." and inserting in its place the
following:

'§505. Establishment of nurseries

1. Establishment; purpose. The director may establish
within the State one or more forest nurseries, the maintenance
of which shall be paid for from the appropriation for that
purpose. The object of these nurseries / is to furnish at cost forest tree
seedlings, transplants and shrub material for use in planting
the present and potential forest lands within the State.

2. Surplus. The director is authorized to dispose of
surplus materials from the nursery at or below cost to other
state or governmental agencies for such uses as erosion control,
wind breaks and wildlife habitat.

3. Resale. No person may resell at a profit seedlings,
transplants or shrub material with their roots attached received
from the nursery or their assigns. Any person who violates this
prohibition shall be subject to a civil penalty not to exceed
200% of the value received at resale, payable to the State, to be
recovered in a civil action.'

Statement of Fact

This amendment clarifies the provisions allowing the state forest nursery to grow only seedlings meant for forest, rather than ornamental, planting. It also requires that disposal of surplus property be to governmental agencies, so that the nursery will not be competing with private nurseries.

Reported by the Committee on Energy and Natural Resources
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