

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 1715

6
7 H.P. 1208 House of Representatives, December 23, 1985

8 Submitted by the Department of Agriculture, Food and Rural Resources
9 pursuant to Joint Rule 24.

10 Received by the Clerk of the House on December 23, 1985. Referred to
the Committee on Agriculture and 1,600 ordered printed pursuant to Joint
Rule 14.

EDWIN H. PERT, Clerk

Presented by Representative Michael of Auburn.

11 Cosponsored by Representative McCollister of Canton, Senator Erwin of
Oxford and Representative Parent of Benton.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-SIX
16

17 AN ACT to Increase the Registration Fee
18 Charged to Pesticide Manufacturers and
19 Other Registrants.
20

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

23 7 MRSA §607, sub-§6, as amended by PL 1981, c. 9,
24 is further amended to read:

25 6. Registration fee; validity. The applicant de-
26 siring to register a pesticide shall pay an annual
27 registration fee, ~~except as otherwise provided in~~
28 ~~this subsection,~~ of \$60 of \$100 for each pesticide
29 registered for that applicant. Ten dollars of each
30 \$60 \$100 shall be used for purposes of funding re-
31 search, analysis and evaluation relating to public
32 health concerns arising out of pesticide use. The an-
33 nual registration fee is \$50 for any pesticide for
34 which the applicant indicates, by affidavit or other
35 method satisfactory to the department, that retail
36 sales do not exceed \$6,000 per year in this State.

1 All such registrations shall expire on December 31st
2 of any one year or in a manner consistent with the
3 Maine Administrative Procedure Act as to license ex-
4 piration, Title 5, section 10002, whichever is later.

5 STATEMENT OF FACT

6 Current law requires that manufacturers and other
7 registrants of pesticides must register each individ-
8 ual product with the State prior to its use within
9 the State. Each registrant must provide a current
10 label that provides instruction for use and fulfill
11 any requirements requested by the Board of Pesticides
12 Control and provide a registration fee. Proposed
13 legislation amends the registration fee from \$60 to
14 \$100 per annum per product. The current fee struc-
15 ture is inadequate for the Board of Pesticides Con-
16 trol to determine if each product is being used ac-
17 cording to the label instructions.

18 This bill also removes the \$10 surcharge ear-
19 marked for medical research. This surcharge, tied to
20 retail sales of pesticides, was confusing and unen-
21 forceable. Most registrants sell pesticides both di-
22 rectly to retailers as well as New England
23 distributors. The registrant and the Board of Pesti-
24 cides Control have no means of verifying the total
25 quantities of sales.

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