

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1387

H.P. 1029 House of Representatives, April 29, 1987
Submitted by the Department of Conservation pursuant to
Joint Rule 24.

Reference to the Committee on Energy and Natural
Resources suggested and ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative JACKSON of Harrison.

Cosponsored by Senators DOW of Kennebec, EMERSON of
Penobscot, and Representative SWAZEY of Bucksport.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 AN ACT to Clarify the Laws Relating to Forest
2 Insect and Disease Control.
3

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

6 Sec. 1. 12 MRSA §8101, as enacted by PL 1979, c.
7 545, §3, is amended to read:

8 §8101. Forest insect and disease control program

9 1. Powers and duties. The Director of the Bureau
10 of Forestry shall maintain sufficient resources, both
11 personnel and technical information, within the limit
12 of funds available, so as to:

13 A. Maintain a statewide surveillance system to
14 detect and monitor insects and, diseases and

1 abiotic agents, including air pollution and acid
2 deposition potentially injurious to the forest
3 resources of the State;

4 B. Provide information and technical advice and
5 assistance to individuals and other state and
6 federal agencies on the identification and con-
7 trol of forest insects and diseases;

8 C. Conduct and supervise control programs for
9 forest diseases and insects where authorized; and

10 D. Assist in the enforcement of federal and
11 state quarantine laws relating to forest insects
12 and diseases.

13 E. Conduct applied research related to the man-
14 agement of insects, diseases and abiotic agents
15 potentially injurious to the forest resources of
16 the State, including forest management strate-
17 gies, insecticide and spray application technolo-
18 gies, integrated pest management techniques and
19 other issues pertinent to the purposes of this
20 chapter. The director shall maintain up-to-date
21 information on the injurious impacts of insects,
22 diseases and abiotic agents, including air pollu-
23 tion and acid deposition on the forests of the
24 State; and

25 F. Consult and cooperate with other agencies of
26 the United States, other state governments, the
27 federal and provincial governments of Canada and
28 public and private landowners in the State on ap-
29 plied research, survey and management of forest
30 pest problems.

31 **Sec. 2. 12 MRSA §8301, 2nd ¶, as enacted by PL**
32 **1979, c. 545, §3, is amended to read:**

33 **Emergencies, for the purposes of this chapter,**
34 **shall be so considered when, in the opinion of the**
35 **director, the infestation or disease is likely to**
36 **kill or seriously injure trees in large numbers, or**
37 **is so localized that immediate control will prevent a**
38 **large possible outbreak, or is of recent foreign ori-**
39 **gin or-is-apt-to-create-a-public-nuisance.**

1 Section 4 removes a reference to the Forest In-
2 sect manager, a position which was eliminated by Pub-
3 lic Law 1985, chapter 664.

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