



114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 1838

S.P. 700

In Senate, December 8, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Received by the Secretary of the Senate on December 8, 1989. Referred to the Committee on Energy and Natural Resources and 1,600 ordered printed pursuant to Joint Rule 14.

JOY J. O'BRIEN Secretary of the Senate

Presented by President PRAY of Penobscot.

Cosponsored by Speaker MARTIN of Eagle Lake, Senator KANY of Kennebec and Representative MICHAUD of East Millinocket.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY

Resolve, to Study the Use of Herbicides .

(EMERGENCY)

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the use of herbicides in Maine has increased drastically over the last several years; and

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Whereas, overuse of herbicides has the potential to reduce the number of wildlife species due to destruction of habitat; and

Whereas, more information is needed in order to assess the current and future results of the increased use of herbicides; and

14 Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of 16 Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and 18 safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Study the Use of Herbicides is established.

Sec. 2. Membership. Resolved: That the commission shall be comprised of the following 11 members: three members of the 24 House of Representatives appointed by the Speaker of the House of Representatives; 2 Senators appointed by the President of the 26 Senate; 2 members representing the forest products industry, one appointed by the President of the Senate and one by the Speaker 28 of the House of Representatives; 2 members representing the 30 general public, one appointed by the President of the Senate and one appointed by the Speaker of the House of Representatives; and 2 members representing environmental interests; and be it further 32

34 Sec. 3. Appointments; meetings. **Resolved:** That all appointments shall be made no later than 30 days following the 36 effective date of this resolve. The Executive Director of the Legislative Council shall be notified by all appointing authorities once the selections have been made. 38 The Chair of the shall call first meeting Legislative Council the of the 40 commission. The commission shall select a chair from its membership; and be it further

Sec. 4. Duties. Resolved: That the commission shall study the current use of herbicides in Maine and gather information on the effects of herbicide use on forests, natural habitats, the water table and other environmental impacts; and be it further

Sec. 5. Report. Resolved: That the commission shall submit its report, together with any necessary implementing legislation, to the First Regular Session of the 115th Legislature by December 1, 1990; and be it further 2 Sec. 6. Staff assistance. Resolved: That the commission shall request from the Legislative Council sufficient staff assistance 4 to carry out these duties; and be it further

6 Sec. 7. Reimbursement. Resolved: That the members of the commission who are Legislators shall receive the legislative per 8 diem, as defined in the Maine Revised Statutes, Title 3, section 2, for days of attendance at commission meetings. All members of 10 the commission who are not state employees shall receive expenses, as defined in Title 5, section 12002, upon application 12 to the Executive Director of the Legislative Council for those expenses; and be it further

Sec. 8. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this resolve.

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24	Personal Services	\$275	\$1,375
26	All Other	550	4,900
28	Total	\$825	\$6,275

30 Provides funds for the per diem, meeting and related
32 expenses of the Commission to Study the Use of Herbicides.
34 These funds shall not lapse but shall carry forward.

Emergency clause. In view of the emergency cited in the preamble, this resolve shall take effect when approved.

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STATEMENT OF FACT

44 This resolve establishes the Commission to Study the Use of Herbicides. The commission will study the current use of
46 herbicides in the State and gather information on the effects of that use. Its final report will be made to the Legislature by
48 December 1, 1990.