

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1663

H.P. 1236

House of Representatives, January 10, 1994

An Act to Allow the Growth and Sale of Cultivated Ginseng in Maine.

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

Reference to the Committee on Agriculture suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative NORTON of Winthrop.

Cosponsored by Representatives: ERWIN of Rumford, HEESCHEN of Wilton, HICHBORN of LaGrange, JOY of Island Falls, LORD of Waterboro, NORTON of Winthrop, SPEAR of Nobleboro, TARDY of Palmyra, TUFTS of Stockton Springs, YOUNG of Limestone, Senator: CARPENTER of York.

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

4 Sec. 1. 7 MRSA c. 406 is enacted to read:

6 **CHAPTER 406**

8 **GINSENG**

10 **§2221. Definitions**

12 As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

14 1. Ginseng. "Ginseng" includes any part of the plant known as Wild American Ginseng (Panax quinquefolius L.)

16 **§2222. Permit and registration**

18 A person who cultivates ginseng for sale must be licensed by the department and shall pay an annual fee of \$10. A person who buys ginseng for resale shall register annually with the department as a ginseng dealer and pay an annual fee of \$25.

24 **§2223. Harvesting**

26 Ginseng may not be harvested from the wild. The department shall establish a procedure for certifying ginseng for export and require that records be maintained by anyone who harvests ginseng for sale or buys ginseng for resale. The department may charge fees to recover costs involved in certifying ginseng for export.

32 **§2224. Rules**

34 The department may adopt rules necessary to implement this chapter.

38 **STATEMENT OF FACT**

40 For Maine growers to export ginseng to other states and
42 internationally, a ginseng certification program must be in
44 place. Because trade in wild American ginseng is regulated by
the Convention on International Trade of Endangered Species of
46 Wild Flora and Fauna, the Federal Government requires that the
distribution of this product be regulated by a state ginseng

2 program. This would enable Maine growers to certify and sell
4 ginseng they raise.

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8 This document has not yet been reviewed to determine the
10 need for cross-reference, stylistic and other technical
amendments to conform existing law to current drafting standards.