

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 960

H.P. 741

House of Representatives, February 20, 2001

An Act to Protect a Farmer's Right to Farm.

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Representative CRABTREE of Hope.
Cosponsored by Senator SAVAGE of Knox and
Representatives: CARR of Lincoln, CLARK of Millinocket, DUNCAN of Presque Isle.

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

2
4 **Sec. 1. 22 MRSA §1471-M, sub-§4-A** is enacted to read:

6 **4-A. Restrictions on designation of critical pesticide**
8 **control areas.** Notwithstanding the provisions of subsection 4,
10 when designation as a critical pesticide control area is proposed
12 based on serious or longstanding impairment of the health of a
14 person or group of persons, the board may not designate the area
16 as a critical pesticide control area unless medical documentation
18 verifies that the person or group of persons is sensitive to one
20 or more pesticides and exposure to pesticides will cause serious
22 or long-term impairment of the health of that person or group of
24 persons.

16 Notwithstanding the provisions of subsection 4, the board may not
18 designate an area as a critical pesticide control area when the
20 designation is proposed by or for the benefit of a person or
22 group of persons that moves into an area of agricultural activity
24 and subsequently seeks designation based on the contention that
26 the use of pesticides is likely to cause serious or longstanding
28 impairment of the health of the person or group of persons.

SUMMARY

26 This bill establishes criteria for the designation of an
28 area as a critical pesticide control area when the designation is
 based on the health of a person or group of persons.