

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 1855

S.P. 664

In Senate, December 13, 2001

**An Act to Clarify the Regulatory Authority of the Maine Forest Service
Regarding Forestry-related Quarantines.**

Submitted by the Department of Conservation pursuant to Joint Rule 204.
Received by the Secretary of the Senate on December 13, 2001. Referred to the Committee
on Agriculture, Conservation and Forestry and ordered printed pursuant to Joint Rule 308.2.

A handwritten signature in cursive script that reads "Pamela L. Cahill".

PAMELA L. CAHILL
Secretary of the Senate

Presented by Senator NUTTING of Androscoggin.
Cosponsored by Representative GOOLEY of Farmington and
Representative: FOSTER of Gray.

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

4 **Sec. 1. 12 MRSA §8306** is enacted to read:

6 **§8306. Destruction of foreign pest host material authorized**

8 When the director finds that there exists within the State
10 any dangerous plant disease or insect infestation of foreign
12 origin that, in the opinion of the director, is likely to kill or
14 seriously injure forest or shade trees in large numbers or is so
16 localized that immediate control may prevent a large outbreak,
18 the director, after notice and opportunity for a hearing as
provided in the Maine Administrative Procedure Act, may order any
necessary action including the inspection and destruction or
other disposition of any forest or shade trees or parts of any
forest or shade trees, including, but not limited to, logs, bark,
branches, seeds or scion material, or alternate host materials
capable of supporting the disease or insect infestation.

20 **SUMMARY**

22 This bill specifically authorizes the Director of the Maine
24 Forest Service to address eradication of forest diseases and
pests of foreign origin.