

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 707

S.P. 245

In Senate, February 14, 2003

**An Act To Require the Department of Environmental Protection To
Develop and Implement an Eradication Plan for Invasive Aquatic
Plants**

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator NASS of York.
Cosponsored by Representative JACOBSEN of Waterboro.

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

4 **Sec. 1. 38 MRSA §410-N, sub-§3. ¶A**, as amended by PL 2001, c.
232, §8, is further amended to read:

6 A. The Prior to the development and implementation of a
8 comprehensive eradication plan pursuant to paragraph C, the
10 department or a person designated by the department may
12 shall attempt eradication of an invasive aquatic plant from
14 a water body if determined feasible by the department. If
16 the commissioner determines that eradication activities must
18 be undertaken immediately, a license is not required under
20 section 480-C for the use of a physical, chemical or
22 biological control material by the department or a person
designated by the department if the use of the control
material is specifically related to the immediate
eradication of invasive aquatic plant populations in the
water body. Prior to undertaking an eradication activity
and to the extent practical, the department shall notify
landowners whose property is adjacent to the area where the
activity will be undertaken.

24 **Sec. 2. 38 MRSA §410-N, sub-§3. ¶C** is enacted to read:

26 C. The department shall develop and implement a
28 comprehensive plan for the eradication of invasive aquatic
30 plants. Nothing in this paragraph prohibits the department
from undertaking temporary efforts to eradicate invasive
aquatic plants pursuant to paragraph A prior to the
completion of the comprehensive plan required under this
paragraph.

34 **SUMMARY**

36 This bill requires the Department of Environmental
38 Protection to develop and implement a comprehensive plan for the
40 eradication of invasive aquatic plants. The bill also requires
the department to attempt eradication of invasive aquatic plants
prior to the completion of the comprehensive plan.