

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 643

S.P. 198

In Senate, February 8, 2005

**An Act To Authorize the Department of Environmental Protection
To Issue Emergency Permits for the Application of Herbicides and
Pesticides**

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 STRIMLING of Cumberland.

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

2

Sec. 1. 22 MRSA §1471-E, as repealed and replaced by PL 1979,
4 c. 281, §1, is amended to read:

6

§1471-E. Aquatic application, permit required

8

9 No A person shall may not apply or cause to be applied a
10 pesticide to the waters of the State without obtaining a waste
11 discharge license from the Department of Environmental Protection
12 pursuant to Title 38, chapter 3, subchapter 1, Article 2. The
13 Department of Environmental Protection may issue an emergency
14 waste discharge license for the application of herbicides and
15 pesticides to enable prompt response to an invasive aquatic plant
16 infestation. The Board of Environmental Protection shall adopt
17 rules to implement this section. Rules adopted pursuant to this
18 section are routine technical rules as defined in Title 5,
19 chapter 375, subchapter 2-A.

20

SUMMARY

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23 This bill authorizes the Department of Environmental
24 Protection to issue emergency waste discharge licenses for the
25 application of herbicides and pesticides to enable prompt
26 response to an invasive aquatic plant infestation. The bill also
27 directs the Board of Environmental Protection to adopt routine
28 technical rules.