

# MAINE STATE LEGISLATURE

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# 122nd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2005

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Legislative Document

No. 1256

S.P. 436

In Senate, March 15, 2005

### An Act To Ensure Public Awareness of Pesticide Applications

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

A handwritten signature in cursive script, reading 'Joy J. O'Brien'.

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator STRIMLING of Cumberland.  
Cosponsored by Representative McKANE of Newcastle and  
Senators: BRYANT of Oxford, DAMON of Hancock, DAVIS of Piscataquis, Representatives:  
BRAUTIGAM of Falmouth, HUTTON of Bowdoinham, LANSLEY of Sabattus, LINDELL of  
Frankfort, TARDY of Newport, VAUGHAN of Durham.

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

4 **Sec. 1. 22 MRSA §1471-Y** is enacted to read:

6 **§1471-Y. Report of pesticide use**

8 **1. Report required.** Any commercial applicator, private  
10 applicator or spray contracting firm certified by the board shall  
report in writing to the board for each pesticide application  
that will be performed by that person:

12 **A. The type of pesticide that will be applied;**

14 **B. The amount of pesticide that will be applied; and**

16 **C. The time and place the pesticide will be applied.**

18 **2. Definitions.** As used in this section, unless the  
context otherwise indicates, "pesticide" means any chemical used  
20 to kill or inhibit the growth of a target organism and includes,  
but is not limited to, pesticides, herbicides, fungicides and  
22 insecticides.

24 **3. Public availability.** The board shall make the  
information reported under subsection 1 easily available to  
26 members of the public.

28 **4. Rules.** The board shall adopt routine technical rules  
pursuant to Title 5, chapter 375, subchapter 2-A to implement  
30 this section. The rules must include what constitutes a  
pesticide application and the level of detail required to be  
32 reported under subsection 1.

34 **SUMMARY**

36 This bill requires persons certified to apply pesticides to  
38 provide written notice of pesticide application to the Board of  
Pesticides Control concerning the type and amount of pesticide  
40 and the time and place of application. The board must then make  
that information easily available to the public.