

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



STATE LAW LIBRARY
AUGUSTA, MAINE

124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 182

H.P. 147

House of Representatives, January 21, 2009

An Act To Prohibit Aerial Spraying of Pesticides near Buildings, Roads and Bodies of Water

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative SCHATZ of Blue Hill.
Cosponsored by Representatives: BERRY of Bowdoinham, DUCHESNE of Hudson, EATON of Sullivan.

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

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

3 **§1471-Y. Prohibition on aerial spraying in certain areas**

4 In addition to requirements for forest insect aerial spray projects under section
5 1471-R, the buffers established under this section apply to all applications of
6 pesticides from aircraft.

7 **1. Buffer for buildings.** A person may not apply a pesticide within 300 feet of a
8 school, hospital, nursing home, church, residence or any building occupied by
9 humans at the time of the application.

10 **2. Buffer for public way.** A person may not apply a pesticide within 25 feet of
11 the right-of-way of a public way as defined in Title 29-A, section 101, subsection 59.

12 **3. Buffer for bodies of water.** A person may not apply a pesticide over a body
13 of water or within the shoreland area of a body of water as defined in rules adopted to
14 regulate timber harvesting activities under Title 12, section 8867-B.

15 **SUMMARY**

16 This bill establishes buffers where aerial spraying of pesticides is prohibited.

17