

# MAINE STATE LEGISLATURE

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Date: 4/23/09 Majority

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AGRICULTURE, CONSERVATION AND FORESTRY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 350, L.D. 495, "Resolve, Regarding Legislative Review of Portions of Chapter 10: Definitions and Terms, a Major Substantive Rule of the Department of Agriculture, Food and Rural Resources, Board of Pesticides Control"

Amend the resolve by striking out all of section 1 and inserting the following:

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 10: Definitions and Terms, a provisionally adopted major substantive rule of the Department of Agriculture, Food and Rural Resources, Board of Pesticides Control that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized, but only if the definition of "sensitive area likely to be occupied" is amended to:

1. Remove explicit expansion of the definition to include areas other than the 4 areas delineated in the provisionally adopted definition; and

2. Clarify that structures other than buildings that are likely to be occupied by humans are also included in the definition.

The Board of Pesticides Control is not required to hold hearings or conduct other formal proceedings prior to finally adopting the rule in accordance with this resolve.'

SUMMARY

This amendment is the majority report of the Joint Standing Committee on Agriculture, Conservation and Forestry.

It authorizes final adoption of portions of Chapter 10: Definitions and Terms as long as the definition of "sensitive area likely to be occupied" is amended.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



# 124th MAINE LEGISLATURE

LD 495

LR 1898(02)

**Resolve, Regarding Legislative Review of Portions of Chapter 10: Definitions and Terms, a Major Substantive Rule of the Department of Agriculture, Food and Rural Resources, Board of Pesticides Control**

**Fiscal Note for Bill as Amended by Committee Amendment "A"  
Committee: Agriculture, Conservation and Forestry**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Additional costs to the Department of Agriculture, Food and Rural Resources associated with rulemaking can be absorbed within existing budgeted resources.