

MAINE STATE LEGISLATURE

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L.D. 1099

Date: 6/23/15

(Filing No. S-313)

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STATE OF MAINE
SENATE
127TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 759, L.D. 1099, Bill, "An Act To Establish a Fund for the Operations and Outreach Activities of the University of Maine Cooperative Extension Animal and Plant Disease and Insect Control Laboratory"

Amend the amendment in section 1 in §2432 in subsection 2 in the last line (page 2, line 6 in amendment) by striking out the following: "subsection 5" and inserting the following: 'subsection 4'

Amend the amendment in section 1 by inserting after §2432 the following:

§2433. Disposition of funds in the fund after April 30, 2017

Beginning May 1, 2017, notwithstanding section 2431, the commissioner shall administer the fund. Notwithstanding section 2432, the commissioner may distribute funds in the fund to the University of Maine Cooperative Extension for the purposes specified in section 2432, subsections 3 and 4 only.'

Amend the amendment in section 2 in §4911 in subsection 1 in the 2nd line (page 2, line 22 in amendment) by striking out the following: "~~20¢~~" and inserting the following: '10¢'

Amend the amendment in section 2 in §4911 in subsection 1 in the 6th line (page 2, line 26 in amendment) by striking out the following: "~~20¢~~" and inserting the following: '10¢'

Amend the amendment in section 2 in §4911 in subsection 2 in paragraph C in the 2nd line (page 2, line 36 in amendment) by inserting after the following: "the board;" the following: 'and'

Amend the amendment in section 2 in §4911 in subsection 2 in paragraph D in the 2nd line (page 2, line 38 in amendment) by striking out the following: "number; and" and inserting the following: 'number.'

Amend the amendment in section 2 in §4911 in subsection 2 by striking out all of paragraph E (page 3, lines 1 to 3 in amendment),

Amend the amendment in section 2 in §4911 by striking out all of subsection 4 (page 3, lines 9 to 11 in amendment)

SENATE AMENDMENT

1 Amend the amendment in section 2 in §4911 in subsection 6 in the first line (page 3,
2 line 21 in amendment) by striking out the following: "and every April 1st thereafter"

3 Amend the amendment in section 2 in §4911 in subsection 6 in the 2nd and 3rd lines
4 (page 3, lines 22 and 23 in amendment) by striking out the following: "subsections 1 and
5 4" and inserting the following: 'subsection 1'

6 Amend the amendment in section 2 in §4911 in subsection 6 by striking out all of the
7 blocked paragraph (page 3, lines 25 to 34 in amendment) and inserting the following:

8 'The board shall review the fee imposed under this chapter between January 1, 2017 and
9 April 1, 2017 and, following this review, shall submit a report to the joint standing
10 committee of the Legislature having jurisdiction over pest management matters that
11 includes the quantity of registered products subject to the fee imposed under subsection 1
12 and the total amount of funds disbursed to Maine Revenue Services.'

13 Amend the amendment in section 2 in §4911 by inserting after subsection 7 the
14 following:

15 '8. Repeal. This chapter is repealed May 1, 2017.'

16 Amend the amendment in section 2 in §4911 by renumbering the subsections to read
17 consecutively.

18 Amend the amendment by striking out all of section 3 and inserting the following:

19 **'Sec. 3. Appropriations and allocations.** The following appropriations and
20 allocations are made.

21 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**
22 **Revenue Services, Bureau of 0002**

23 Initiative: Provides one-time funding for computer programming.

24	GENERAL FUND	2015-16	2016-17
25	All Other	\$12,000	\$0
26			
27	GENERAL FUND TOTAL	<u>\$12,000</u>	<u>\$0</u>

28	ADMINISTRATIVE AND FINANCIAL		
29	SERVICES, DEPARTMENT OF		
30	DEPARTMENT TOTALS	2015-16	2016-17
31			
32	GENERAL FUND	\$12,000	\$0
33			
34	DEPARTMENT TOTAL - ALL FUNDS	<u>\$12,000</u>	<u>\$0</u>

35 **AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF**
36 **Pesticides Control - Board of 0287**

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1 Initiative: Provides an allocation to modify the system for pesticide container codes.

2	OTHER SPECIAL REVENUE FUNDS	2015-16	2016-17
3	All Other	\$120,000	\$0
4			
5	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$120,000</u>	<u>\$0</u>

6 **Pesticides Control - Board of 0287**

7 Initiative: Provides an allocation for rule-making costs.

8	OTHER SPECIAL REVENUE FUNDS	2015-16	2016-17
9	All Other	\$2,500	\$0
10			
11	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$2,500</u>	<u>\$0</u>

12 **Pesticides Control - Board of 0287**

13 Initiative: Provides an allocation to hire a contractor to assist in setting up a program to
 14 provide stores with product codes for every type of pesticide container that may be sold
 15 by that store.

16	OTHER SPECIAL REVENUE FUNDS	2015-16	2016-17
17	All Other	\$150,000	\$0
18			
19	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$150,000</u>	<u>\$0</u>

20 **Pesticides Control - Board of 0287**

21 Initiative: Provides an allocation for STA-CAP costs.

22	OTHER SPECIAL REVENUE FUNDS	2015-16	2016-17
23	All Other	\$14,007	\$0
24			
25	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$14,007</u>	<u>\$0</u>

26	AGRICULTURE, CONSERVATION AND		
27	FORESTRY, DEPARTMENT OF		
28	DEPARTMENT TOTALS	2015-16	2016-17
29			
30	OTHER SPECIAL REVENUE FUNDS	\$286,507	\$0
31			
32	DEPARTMENT TOTAL - ALL FUNDS	<u>\$286,507</u>	<u>\$0</u>

1 UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE
 2 Animal and Plant Disease and Insect Control Fund N195

3 Initiative: Allocates funds for pest management and pesticide safety outreach and
 4 education and for nonadministrative costs related to the University of Maine Cooperative
 5 Extension's animal and plant disease and insect control laboratory.

6	OTHER SPECIAL REVENUE FUNDS	2015-16	2016-17
7	All Other	\$72,000	\$112,000
8			
9	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$72,000</u>	<u>\$112,000</u>

10	UNIVERSITY OF MAINE SYSTEM, BOARD OF		
11	TRUSTEES OF THE		
12	DEPARTMENT TOTALS	2015-16	2016-17
13			
14	OTHER SPECIAL REVENUE FUNDS	\$72,000	\$112,000
15			
16	DEPARTMENT TOTAL - ALL FUNDS	<u>\$72,000</u>	<u>\$112,000</u>

17	SECTION TOTALS	2015-16	2016-17
18			
19	GENERAL FUND	\$12,000	\$0
20	OTHER SPECIAL REVENUE FUNDS	\$358,507	\$112,000
21			
22	SECTION TOTAL - ALL FUNDS	<u>\$370,507</u>	<u>\$112,000</u>
23			

24 **SUMMARY**

25 This amendment decreases the pesticide container fee proposed under Committee
 26 Amendment "A" to 10¢ per container and removes the exemption from the fee for
 27 packages sold by retail stores of less than 7,000 square feet of space. This amendment
 28 repeals the pesticide container fee on May 1, 2017. The Commissioner of Agriculture,
 29 Conservation and Forestry is given administrative control over the Animal and Plant

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 759, L.D. 1099

1 Disease and Insect Control Fund after that date and provided the authority to disburse the
2 funds to the University of Maine Cooperative Extension for pest management and
3 pesticide safety education and laboratory costs.

4 FISCAL NOTE REQUIRED

5 (See attached)

6 SPONSORED BY: 

7 (Senator CUSHING III)

8 COUNTY: Penobscot



127th MAINE LEGISLATURE

LD 1099

LR 1303(04)

**An Act To Establish a Fund for the Operations and Outreach Activities of the University of Maine
Cooperative Extension Animal and Plant Disease and Insect Control Laboratory**

Fiscal Note for Senate Amendment "A" to Committee Amendment "A" (S-313)

Sponsor: Sen. Cushing of Penobscot

Fiscal Note Required: Yes

Fiscal Note

	FY 2015-16	FY 2016-17	Projections FY 2017-18	Projections FY 2018-19
Net Cost (Savings)				
General Fund	\$0	\$0	\$0	\$0
Appropriations/Allocations				
General Fund	\$0	\$0	\$0	\$0
Other Special Revenue Funds	(\$120,000)	(\$306,855)	(\$379,428)	(\$379,428)
Revenue				
General Fund	(\$120,000)	(\$228,000)	(\$340,000)	(\$340,000)
Transfers				
General Fund	\$120,000	\$228,000	\$340,000	\$340,000
Other Special Revenue Funds	(\$120,000)	(\$228,000)	(\$340,000)	(\$340,000)

Fiscal Detail and Notes

This floor amendment reduces the fee from 20¢ on each container of consumer packaged pesticides to 10¢ and repeals the provision effective 5-1-17. It would result in a reduction in revenue of \$120,000 in fiscal year 2015-16 and 228,000 in fiscal year 2016-17 as compared to the committee amendment. This amendment also results in a corresponding reduction in the amount of funds transferred to the Animal and Plant Disease and Insect Control Fund at the University of Maine Cooperative Extension.

This amendment reduces the Other Special Revenue Funds allocations to \$72,000 in fiscal year 2015-16 and \$112,000 in fiscal year 2016-17 to the Animal and Plant Disease and Insect Control Fund at the University of Maine Cooperative Extension for outreach and education initiatives on pest management and pest safety and for non-administrative costs related to its animal and plant disease and insect control laboratory.

The amendment requires the Pesticides Control Board within the Department of Agriculture, Conservation and Forestry (ACF) to provide certain retail stores with product codes for every type of pesticide container that may be sold by that store by January 1, 2016. The committee amendment required ACF to perform this annually. This amendment removes Other Special Revenue Funds allocations of \$78,855 in fiscal year 2016-17 to hire a contractor to assist ACF in providing product codes and for other related costs due to this now being a one-time activity. The amendment removes the transfer from the Animal and Plant Disease and Insect Control Fund to ACF for reimbursing costs to provide product codes for pesticide containers. ACF will administer this fund beginning May 1, 2017.