

MAINE STATE LEGISLATURE

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Amendment Name: Amendment CB (H-856) (LD 1888 2020)

Date: 8/25/2020

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Date: (Filing No. H-)

AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
SECOND SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1354, L.D. 1888, Bill, “An Act To Protect Children from Toxic Chemicals”

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 7 MRSA §606, sub-§3 is enacted to read:

3. Unlawful use. A person may not apply herbicides as defined by Title 22, section 1471-C, subsection 13 that are synthetic, including, but not limited to, glyphosate, within 75 feet of school grounds. This subsection does not apply to residential property or land used for commercial farming.

For purposes of this subsection, unless the context otherwise indicates, the following terms have the following meanings:

A. "Commercial farming" has the same meaning as in section 52, subsection 3;

B. "Residential property" means real property located in this State that is used for residential dwelling purposes;

C. "School" means any public, private or tribally funded elementary school as defined in Title 20-A, section 1, subsection 10, secondary school as defined in Title 20-A, section 1, subsection 32 or a nursery school that is part of an elementary or secondary school; and

D. "School grounds" means:

(1) Land associated with a school building including playgrounds and athletic fields used by students or staff of a school. "School grounds" does not include land used for a school farm; and

(2) Any other outdoor area used by students or staff including property owned by a municipality or a private entity that is regularly used for school activities by students and staff but not including land used primarily for nonschool activities, such as golf courses, farms and museums.

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT “ ” to H.P. 1354, L.D. 1888

1 This amendment also provides funding to the board necessary to carry out the
2 requirements of this legislation.

3

FISCAL NOTE REQUIRED

4

(See attached)



129th MAINE LEGISLATURE

LD 1888

LR 2898(03)

An Act To Protect Children from Toxic Chemicals

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$103,540	\$231,520	\$88,520

Fiscal Detail and Notes

This bill bans the use of glyphosate under certain conditions and directs the Board of Pesticides Control (BPC), within the Department of Agriculture, Conservation and Forestry, to establish an environmental risk advisory committee to assess the environmental and human risks associated with the use of glyphosate and complete a final report of their findings by February 1, 2023. The BPC has indicated that it will require additional staffing to complete these tasks. The bill includes additional allocations of \$103,540 to the BPC to allow expenditure of existing resources for one toxicologist, contracted staffing, environmental sampling and literature review. The impact of these new unfunded costs on other programs in the BPC cannot be determined at this time.