

MAINE STATE LEGISLATURE

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majority

L.D. 125

(Filing No. S-184)

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Date: 6/4/21

MAJORITY

AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
SENATE
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to S.P. 58, L.D. 125, "An Act To Prohibit the Aerial Spraying of Glyphosate and Other Synthetic Herbicides for the Purpose of Silviculture"

Amend the bill by striking out the title and substituting the following:

'Resolve, To Establish New Setback Standards for Aerial Application of Pesticides in Shoreland Areas and Areas Next to Residential Buildings'

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

'Sec. 1. Department of Agriculture, Conservation and Forestry, Board of Pesticides Control. Resolved: That the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control shall amend its rules relating to setback standards for aerial application of pesticides in shoreland areas and areas next to permanently occupied residential buildings. As provided under the Maine Revised Statutes, Title 7, section 610, subsection 6, amendments to those rules are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A. The board shall amend the rules in the following manner:

1. For streams and rivers with drainage of less than 300 acres, the setback must increase from zero, if no water is present, or from 25 feet, if water is present, to 75 feet regardless of whether water is present;
2. For streams and rivers with drainage of 300 acres or more, but less than 25 square miles, the setback must increase from 25 feet to 75 feet;
3. For streams and rivers with drainage of 25 square miles or more, but less than 50 square miles, the setback must increase from 25 feet to 75 feet;
4. For streams and rivers with drainage of 50 square miles or more, the setback must increase from 25 feet to 250 feet;
5. For ponds and nonforested wetlands of less than 10 acres, the setback must increase from 25 feet to 75 feet;

COMMITTEE AMENDMENT



130th MAINE LEGISLATURE

LD 125

LR 577(02)

An Act To Prohibit the Aerial Spraying of Glyphosate and Other Synthetic Herbicides for the Purpose of Silviculture

Fiscal Note for Bill as Amended by Committee Amendment "A"(S-184)
Committee: Agriculture, Conservation and Forestry
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - Other Special Revenue Funds

Fiscal Detail and Notes

Any additional costs to the Board of Pesticides Control within the Department of Agriculture, Conservation and Forestry as a result of rule-making associated with the adoption of new setback standards for aerial application of pesticides in shoreland areas and areas next to permanent occupied homes are anticipated to be minor and can be absorbed within existing budgeted resources.