

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)

SAC
ROFS

Rep. B

1

L.D. 155

2

Date: 4-5-21

(Filing No. H-67)

3

REPORT B
AGRICULTURE, CONSERVATION AND FORESTRY

4

Reproduced and distributed under the direction of the Clerk of the House.

5

STATE OF MAINE

6

HOUSE OF REPRESENTATIVES

7

130TH LEGISLATURE

8

FIRST SPECIAL SESSION

9

10

11

COMMITTEE AMENDMENT "B" to H.P. 111, L.D. 155, "Resolve, Directing the Board of Pesticides Control To Prohibit the Use of Certain Neonicotinoids for Outdoor Residential Use"

12

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

13

'Sec. 1. Prohibit the use of certain neonicotinoids for outdoor use.

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

Resolved: That, pursuant to the Maine Revised Statutes, Title 7, section 610, the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control shall prohibit the use of any product containing the active ingredient dinotefuran, clothianidin, imidacloprid or thiamethoxam used for application in outdoor residential landscapes such as on lawn, turf or ornamental vegetation. Products used for preserving wood, controlling or treating indoor pests, controlling or treating insects outside around structural foundations and other parts of structures and treating pets, as defined under Title 7, section 712, subsection 16, are specifically exempt from the prohibition under this section. The board shall allow the use of any product containing the active ingredient dinotefuran, clothianidin, imidacloprid or thiamethoxam by certified applicators as defined under Title 22, section 1471-C, subsection 4 on ornamental vegetation to manage emerging invasive insect pests, including but not limited to the Asian long-horned beetle, emerald ash borer and hemlock wooly adelgid in order to safeguard the public health, safety and welfare of the State and to protect the natural resources of the State. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.'

29

30

Amend the resolve by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

31

SUMMARY

32

33

34

35

36

The bill directs the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control to prohibit the use of any product containing certain neonicotinoids used for application in outdoor residential landscapes such as on lawn, turf or ornamental vegetation. The amendment adds products used for controlling or treating insects outside around structural foundations and other parts of structures to the list of products specifically

COMMITTEE AMENDMENT

ROFS

COMMITTEE AMENDMENT "B" to H.P. 111, L.D. 155

1 exempt from the prohibition. The amendment also requires the board to allow the use of
2 certain neonicotinoids by certified applicators on ornamental vegetation to manage
3 emerging invasive insect pests, including but not limited to the Asian long-horned beetle,
4 emerald ash borer and hemlock wooly adelgid in order to safeguard the public health, safety
5 and welfare of the State and to protect the natural resources of the State.

6 **FISCAL NOTE REQUIRED**
7 (See attached)



130th MAINE LEGISLATURE

LD 155

LR 838(03)

Resolve, Directing the Board of Pesticides Control To Prohibit the Use of Certain Neonicotinoids for
Outdoor Residential Use

Fiscal Note for Bill as Amended by Committee Amendment *B(H-67)*
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 prohibitions on the use of products containing certain neonicotinoids and exemptions from this prohibition for certain applications are anticipated to be minor and can be absorbed within existing budgeted resources.