

MAINE STATE LEGISLATURE

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L.D. 808

Date: 6/8/21

(Filing No. S-217)

MAJORITY

AGRICULTURE, CONSERVATION AND FORESTRY

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STATE OF MAINE

SENATE

130TH LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 141, L.D. 808, "An Act To Clarify the Funding for the University of Maine Cooperative Extension Diagnostic and Research Laboratory"

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

'An Act To Repeal the Pesticide Container Fee and the Tick Laboratory and Pest Management Fund'

Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, in June 2020, Public Law 2019, chapter 548 went into effect imposing a fee of 15¢ per container on the retail sale in the State of pesticide products registered with the Board of Pesticides Control; and

Whereas, implementation of the law has proven to be problematic and complex for retailers across the State; and

Whereas, although the Legislature appreciates the intent to fund research related to tick and brown tail moth pest management, the pesticide container fee has put retailers at risk with Maine Revenue Services; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

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

'Sec. 1. 7 MRSA c. 419, as amended, is repealed.

Sec. 2. 36 MRSA c. 725, as amended, is repealed.

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Sec. 3. PL 2019, c. 548, §3 is repealed.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

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

Initiative: Provides one-time funding to remove a line from the sales tax return.

GENERAL FUND	2021-22	2022-23
All Other	\$5,000	\$0
GENERAL FUND TOTAL	\$5,000	\$0

**ADMINISTRATIVE AND FINANCIAL
SERVICES, DEPARTMENT OF
DEPARTMENT TOTALS**

GENERAL FUND	2021-22	2022-23
	\$5,000	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$5,000	\$0

**UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE
Tick Laboratory and Pest Management Fund N330**

Initiative: Deallocates funds due to the repeal of the pesticide container fee.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$102,485)	(\$102,485)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$102,485)	(\$102,485)

UM Cooperative Extension - Pesticide Education Z059

Initiative: Deallocates funds due to the repeal of the pesticide container fee.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$81,000)	(\$81,000)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$81,000)	(\$81,000)

**UNIVERSITY OF MAINE SYSTEM, BOARD OF
TRUSTEES OF THE
DEPARTMENT TOTALS**

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
	(\$183,485)	(\$183,485)
DEPARTMENT TOTAL - ALL FUNDS	(\$183,485)	(\$183,485)

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COMMITTEE AMENDMENT "A" to S.P. 141, L.D. 808 (S-217)

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SECTION TOTALS	2021-22	2022-23
GENERAL FUND	\$5,000	\$0
OTHER SPECIAL REVENUE FUNDS	(\$183,485)	(\$183,485)
SECTION TOTAL - ALL FUNDS	(\$178,485)	(\$183,485)

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect 10 business days after it is approved.'

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

SUMMARY

This amendment, which is the majority report of the committee, strikes and replaces the bill, which is a concept draft. The amendment eliminates the Tick Laboratory and Pest Management Fund by repealing the Maine Revised Statutes, Title 7, chapter 419 and the corresponding pesticide container fee in Title 36, chapter 725. It also adds an emergency preamble and emergency clause to the bill. The amendment provides that the legislation takes effect 10 business days after it is approved. The amendment adds an appropriations and allocations section.

FISCAL NOTE REQUIRED
(See attached)



130th MAINE LEGISLATURE

LD 808

LR 776(02)

An Act To Clarify the Funding for the University of Maine Cooperative Extension Diagnostic and Research Laboratory

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-217)
 Committee: Agriculture, Conservation and Forestry
 Fiscal Note Required: Yes

Fiscal Note

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
Net Cost (Savings)				
General Fund	\$5,000	\$0	\$0	\$0
Appropriations/Allocations				
General Fund	\$5,000	\$0	\$0	\$0
Other Special Revenue Funds	(\$183,485)	(\$183,485)	(\$183,485)	(\$183,485)
Revenue				
Other Special Revenue Funds	(\$226,600)	(\$233,400)	(\$233,400)	(\$233,400)

Fiscal Detail and Notes

This bill includes ongoing Other Special Revenue Funds deallocations of \$102,485 per year beginning in fiscal year 2021-22 to the Tick Laboratory and Pest Management Fund program and \$81,000 per year beginning in fiscal year 2021-22 to the UM Cooperative Extension - Pesticide Education program, both within the University of Maine System, due to the programs no longer receiving revenue from the pesticide container fee in Title 36, chapter 725.

The bill includes a one-time General Fund appropriation of \$5,000 to the Department of Administrative and Financial Services to remove a line from the sales tax return.