

MAINE STATE LEGISLATURE

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N I N E T Y - S I X T H L E G I S L A T U R E

Legislative Document

No. 300

H. P. 272

House of Representatives, February 3, 1953

Referred to the Committee on Legal Affairs. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Albert of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-THREE

**AN ACT Providing for the Registration of Structural Pest Control
Operators.**

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c.74-A, additional. The revised statutes are hereby amended by adding thereto a new chapter to be numbered 74-A, to read as follows:

'Chapter 74-A.

**REGISTRATION OF STRUCTURAL PEST CONTROL
OPERATORS.**

Sec. 1. Board. A state board of registration of structural pest control operators is hereby created whose duty it shall be to administer the provisions of this chapter and shall hereinafter be called the "board."

The board shall consist of 5 members, 3 of whom shall represent and be designated respectively by the commissioner of agriculture, the commissioner of health and welfare and the forest commissioner, and 2 other members appointed by the governor with the advice and consent of the council, 1 of whom shall represent the public and the other shall be an active structural pest control operator. The members appointed by the governor shall be initially appointed as follows: 1 for 2 years and 1 for 3 years. At the expiration of the term of original appointment or any sub-

sequent appointment, each member shall be appointed for a term of 3 years and until his successor is appointed and duly qualified. In case of vacancy due to death, resignation or other cause, the vacancy shall be filled for the unexpired term.

The members of the board shall serve without compensation but shall be reimbursed for actual and necessary expenses incurred in the performance of their official duties as members of the board.

The representative of the health and welfare department shall be secretary and treasurer of the board and shall receive all fees and charges payable to the board, and account for and pay over the same according to law to the treasurer of state.

Sec. 2. Meetings; quorum; seal. The board shall hold at least 1 meeting each year and special meetings shall be held at such times as the regularly adopted rules and regulations of the board shall provide.

Sec. 3. Registration. No person, firm or corporation engaged in the business of killing or exterminating insects, rodents or other vermin shall perform such services, except for agricultural or horticultural purposes, arborists, and those using airplanes for area insect control, or on any property owned by the operator, unless such person, firm or corporation is registered by the board. On registration each such person, firm or corporation shall pay a fee of \$25. Such registration shall expire on the last day of the calendar year in which issued and may be renewed on payment of a renewal fee of \$25.

Sec. 4. Insurance. All structural pest control operators, to be eligible to apply for registration or renewal of registration, must present to the board satisfactory evidence of coverage by public liability insurance in the minimum amounts of \$50,000 for each person and \$100,000 for each accident, and property damage insurance in the minimum amount of \$10,000 for each accident, according to standard insurance forms and procedures. Structural pest control operators, performing gassing operations with lethal gasses, shall provide the board with satisfactory evidence of insurance coverage, including the proper endorsements, on the use of lethal gasses, exclusive of operations in agricultural or horticultural pursuits.

Sec. 5. Rules and regulations. The board shall be authorized to promulgate such rules and regulations as it deems necessary to carry out the provisions of this chapter.

Sec. 6. Revocation; penalty. The board shall have the power to revoke the registration of any structural pest control operator upon proof

of violation of any of the provisions of this chapter or of violation of any rule and regulation promulgated thereunder. Any person, firm or corporation who violates any provision of this chapter or any rule and regulation promulgated thereunder shall be punished by a fine of not less than \$25 nor more than \$100 for each offense.'

Sec. 2. R. S., c. 15, § 27, amended. The 1st sentence of section 27 of chapter 15 of the revised statutes, as amended, is hereby further amended to read as follows:

'All money received by the treasurer of state from the board of registration in medicine, the board of registration of nurses, the board of examiners of applicants for admission to the bar, the board of accountancy, the board of veterinary examiners, the board of osteopathic examination and registration, the board of examiners of funeral directors and embalmers, the state board of registration and examination in optometry, the board of dental examiners, the state board of registration for professional engineers, **the board of registration of structural pest control operators**, the state board of architects, the state board of barbers and hairdressers, the examiners of podiatrists, the board of chiropractic examination and registration and the board of commissioners of pharmacy shall constitute a fund, which shall be a continuous carrying account for the payment of the compensation and expenses of the members, the expenses of the board and for executing the provisions of law relating to each board respectively, and so much thereof as may be required is appropriated for said purposes.'