

# 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)

# STATE LAW LIBRARY

---

---

## NINETY - EIGHTH LEGISLATURE

---

---

**Legislative Document**

**No. 671**

---

---

H. P. 479

House of Representatives, February 12, 1957.

Referred to the Committee on Natural Resources. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Haughn of Bridgton, by request.

---

---

### STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-SEVEN

---

#### AN ACT Relating to Working on Trees.

---

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

**Sec. 1. R. S., c. 36, § 66, repealed and replaced.** Section 66 of chapter 36 of the Revised Statutes is hereby repealed and the following enacted in place thereof:

'Sec. 66. **Qualification to work on trees.** No person, firm or corporation shall advertise or solicit contracts to remove shade, roadside or ornamental trees, nor advertise, solicit or contract to improve the condition of such trees by pruning or filling cavities, or to spray or treat by any other method such trees or forest trees for control of any insects or diseases, without having secured a certificate as specified in section 67; except that any person may remove, improve or protect any trees on his own premises or on the property of his employer without securing such a certificate.'

**Sec. 2. R. S., c. 36, § 67, repealed and replaced.** Section 67 of chapter 36 of the Revised Statutes is hereby repealed and the following enacted in place thereof:

'Sec. 67. **Certificate may be issued; examination and forms; fees; rates; application; penalty.** The Forest Commissioner, State Entomologist and a botanist, to be appointed by the Forest Commissioner, shall constitute a Board which shall, upon application from any person, firm or corporation, determine the qualifications of the applicant to remove, improve, protect or preserve shade, ornamental or roadside trees, or to spray such trees or forest trees, and if satisfied that the applicant is qualified, may issue a certificate so stating; which certificate shall be valid for one year from the date of its issue, unless sooner re-

voked as provided in this section, and may be renewed by the Board for succeeding years without further examination, upon payment of the fee hereinafter required, provided any person, firm or corporation receiving such certificate shall be responsible for the acts of all employees in the performance of such work.

Said Board shall prepare all necessary forms and prescribe all rules and regulations governing examinations, and any certificate issued under the provisions of this section may be revoked by it upon proof that improper methods have been used or for other sufficient cause.

Each applicant for an examination shall pay a fee of \$10 in advance, and a fee of \$3, for each certificate of renewal issued; which fees shall be credited to the appropriation for entomology, and which may be expended by the Board for any expense incurred by it in making examinations, issuing certificates or to carry out the purposes of the law.

In case of accident, sickness or entering the armed services, a demit for 2 years, which may be extended at the discretion of the Board, may be obtained if requested on or before the expiration date of the current certificate.

Any certified tree surgeon who fails to renew his certificate or obtain a demit during any license year may in subsequent years renew his certificate only after paying of all unpaid renewal fees or by payment of \$10 and submitting to an examination.

For all work to be performed a fixed hourly rate must be stated, and if involving a sum in excess of \$50 must be done under a written contract form describing the work and fixing the maximum cost.

The provisions of this and section 66 shall not apply to state, county or municipal employees while engaged in their regular line of duty.

Any person, firm or corporation failing to comply with the terms of this and the preceding section shall be punished by a fine of not more than \$100 and costs or not more than 60 days in jail.