

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
ONE HUNDRED AND TWELFTH LEGISLATURE

**SECOND REGULAR SESSION**  
January 8, 1986 to April 16, 1986

**SECOND SPECIAL SESSION**  
May 28, 1986 to May 30, 1986

AND AT THE

**THIRD SPECIAL SESSION**  
October 17, 1986

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
SECOND REGULAR SESSION  
of the  
ONE HUNDRED AND TWELFTH LEGISLATURE  
1985

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repeal under this subsection shall continue to be governed by the repealed provision.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective March 20, 1986.

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## CHAPTER 592

S.P. 831 - L.D. 2091

AN ACT to Coordinate Board of Pesticides  
Control Registration.

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

7 MRSA §607, sub-§8, ¶A, as enacted by PL 1975, c. 382, §3, is amended to read:

A. Provided the State is ~~certified~~ authorized by the Administrator of EPA the United States Environmental Protection Agency to register pesticides pursuant to ~~Section~~ Sections 24(a) and 24(c) of FIFRA, the ~~commissioner~~ board shall consider the required information set forth under subsections 2, 3, 4 and 5 and shall, subject to the terms and conditions of the EPA United States Environmental Protection Agency certification, register such pesticide if he ~~it~~ determines that:

- (1) Its composition is such as to warrant the proposed claims for it;
- (2) Its labeling and other material required to be submitted comply with the requirements of this subchapter;
- (3) It will perform its intended function without unreasonable adverse effects on the environment;
- (4) When used in accordance with widespread and commonly recognized practice, it will not generally cause unreasonable adverse effects on the environment; and
- (5) A ~~special~~ ~~local~~ need for the pesticide exists.

If, within 180 days from the date the completed application for registration is submitted, the Board of Pesticides Control fails to act upon an application for registration of a pesticide which has been certified by the United States Environmental Protection Agency the pesticide shall be deemed registered under this chapter, unless the Board of Pesticides Control issues a written statement containing the reasons for the failure to act upon the application. The statement of the Board of Pesticides Control shall be considered a refusal to register pursuant to section 609.

This paragraph does not apply if the registrant fails to provide any information required to be submitted under this chapter or does not provide other information requested by the Board of Pesticides Control in order to determine whether the pesticide should be registered.

The preceding paragraph does not affect the rights of the Board of Pesticides Control to make further inquiry regarding the registration of a pesticide or to refuse reregistration, suspend or revoke registration or otherwise restrict or condition the use of pesticides in order to protect public health and the environment.

Effective July 16, 1986.

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## CHAPTER 593

S.P. 837 - L.D. 2126

AN ACT Relating to the Issuance of Taxable Bonds and the Refunding of Certain Bonds.

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

Whereas, the State requires each municipality to provide for the disposal of solid waste generated within the municipality; and

Whereas, a number of municipalities in the State have serious problems in disposing municipal solid waste in an environmentally safe manner and are subject to orders of the Department of Environmental