

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

Chapters 1-542

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

Twin City Printery
Lewiston, Maine
1987

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
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ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

M. The director is authorized, with the consent of the commissioner, to sell, grant, lease, transfer or otherwise convey any real or personal property under the jurisdiction of the bureau. The director shall deposit the proceeds from the sale or lease of property purchased with Maine Forestry District tax funds in Forest Fire Control Accounts. This authority shall not apply to the state nursery or lands acquired under the authority of paragraph N. Property at the state nursery may be sold if surplus to the needs of the nursery and the proceeds shall be retained to be used for improvements at the nursery. At least 60 days prior to offering any surplus property for sale under this paragraph, the director shall notify the Executive Director of the Legislative Council and the joint standing committee of the Legislature having jurisdiction over natural resources of his intent to sell the property.

Sec. 11. 38 MRSA §323, as amended by PL 1973, c. 460, §19, is further amended by adding at the end a new paragraph to read:

The Director of the Bureau of Parks and Recreation, when in his opinion it is in the State's best interest, may charge reasonable amounts for the actual costs of providing materials and services associated with the construction and repair of boating facilities.

Effective September 29, 1987.

CHAPTER 309

S.P. 498 — L.D. 1515

AN ACT to Extend the Sunset Provision of the Maine Revised Statutes, Title 5, section 17004.

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

5 MRSA §17004, 2nd ¶, as enacted by PL 1985, c. 711, §2, is amended to read:

This section is repealed on October 1, ~~1987~~ 1988.

Effective September 29, 1987.

CHAPTER 310

H.P. 1162 — L.D. 1588

AN ACT to Continue on an Annual Basis the Registration Fee Charged to Pesticide Manufacturers and Other Registrants in 1987.

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

Sec. 1. 7 MRSA §607, sub-§6, as amended by PL 1985, c. 627, §1, is repealed and the following enacted in its place:

6. Registration fee; validity. The applicant desiring to register a pesticide shall pay an annual registration fee, except as otherwise provided in this subsection, of \$75 for each pesticide registered for that applicant. Ten dollars of each \$75 shall be used for purposes of funding research, analysis and evaluation relating to public health concerns arising out of pesticide use. The annual registration fee is \$65 for any pesticide for which the applicant indicates, by affidavit or other method satisfactory to the department, that retail sales do not exceed \$6,000 per year in this State. All such registrations shall expire on December 31st of any one year or in a manner consistent with the Maine Administrative Procedure Act as to license expiration, Title 5, section 10002, whichever is later.

Sec. 2. **Allocation.** The following funds are allocated from other special revenue to carry out the purpose of this Act.

	1987-88	1988-89
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AGRICULTURE, FOOD AND
RURAL RESOURCES,
DEPARTMENT OF

Board of Pesticides Control

Positions	(2)	(3)
Personal Services	\$64,000	\$78,000

Provides funds for continuation of one seasonal, full-time inspector position, a transfer of one full-time inspector position from the federal grant and creation of a new position to direct certification and licensing activities.

Effective September 29, 1987.

CHAPTER 311

H.P. 1200 — L.D. 1635

AN ACT to Correct an Incorrect Personnel Description in the Law Relating to the Board of Pesticides Control.

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

Whereas, Public Law 1985, chapter 627, incorrectly describes the personnel intended to be funded by that chapter; and

Whereas, this incorrect description defeats the purpose of the chapter, which was to enable the Board of Pesticides Control to hire a seasonal inspector to provide additional inspection capability during the May to October spray season; and