

# MAINE STATE LEGISLATURE

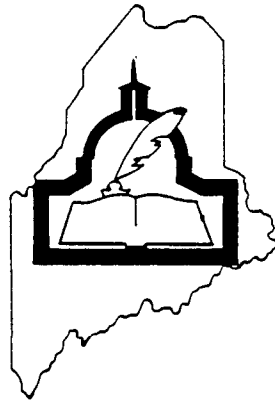
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STATE OF MAINE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
AGRICULTURE  
BILL SUMMARY



JUNE 1987

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ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
JUNE 1987

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "COMMITTEE" if it is a committee amendment.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

restaurants) to obtain an operating license from the Commissioner of Human Services, but does not contain an explicit penalty. The bill adds a civil penalty for operating without a license and cross-references the authority to suspend the license under the Administrative Procedure Act.

The Committee Amendment (H-262) reduced the civil penalty from \$1000 to \$500 and deleted another section of the bill which would have prohibited sales to unlicensed food establishments.

LD            AN ACT TO CLARIFY LICENSING DEFINITIONS UNDER            PL 1987  
1469        THE LAWS RELATED TO THE BOARD OF PESTICIDES            c. 243  
              CONTROL.

Sponsor: BLACK, Tuttle, Nutting, Bragg  
Committee Report: OTP

SUMMARY: This Departmental bill allows for exemption or reduction in licensing requirements for commercial pesticide application who apply general use pesticides without use of powered equipment.

The bill also extends the definition of custom application to include any application of pesticides on a property open to the public.

Finally, the bill requires that application of pesticides by a commercial applicator be supervised by a certified applicator on-site. Under present law the supervision need not be on-site. The change does not apply to private applicators.

LD            AN ACT TO REMOVE THE RESPONSIBILITY OF THE            P&SL 1987  
1513        DEPARTMENT OF AGRICULTURE, FOOD AND RURAL            c. 62  
              RESOURCES TO PAY FOR WILDLIFE DAMAGE.

Sponsor: BLACK, Tardy, Pines  
Committee Report: OTP-A  
Amendments Adopted:  
S-176 COMMITTEE  
S-265 PEARSON -

SUMMARY: In its original form this bill was drafted to remove the responsibility from the Department of Agriculture to pay for wildlife damage since no funds had been appropriated by the Legislature for this purpose. Committee Amendment "A" (S-176) however, changes the title of the bill to reflect a significant shift in extending rather than removing the authority of the Department of Agriculture, Food and Rural Resources to reimburse the Department of Inland Fisheries and Wildlife for costs

associated with wildlife damage to agricultural interests. Funds in the amount of \$4,500. are appropriated for this purpose in (S-265).

LD AN ACT TO CREATE AN AGRICULTURAL MARKET LVWD  
1544 RESEARCH AND DEVELOPMENT FUND PROGRAM.

Sponsor: SHERBURNE, Bragg, Black, Andrews  
Committee Report: LVWD

SUMMARY: This bill intended to establish an Agricultural Market Research and Development Fund from which grants are made to fund market research and market development projects for the purpose of expanding existing markets and developing new markets. The bill was withdrawn in favor of other proposals calling for the resources which were needed to support the program.

LD AN ACT TO PROHIBIT SALE OF FOODS PROCESSED WITH PL 1987  
1552 RADIATION. c. 174

Sponsor: CARROLL, Perkins, Andrews, Mitchell  
Committee Report: New Draft of LD 1088

SUMMARY: The original bill would have required labeling of foods processed with radiation or foods whose ingredients have been processed with radiation to be labelled with the words "treated with radiation" or "treated by irradiation". The FDA requires a logo and these words, but the requirement for the words expires in 1988 and may or may not be renewed.

The FDA approved a rule April 18, 1986 allowing increased use of radiation to preserve foods. This process kills bacteria and can delay ripening. It does not make the food radioactive but radiation treatment can produce some chemical changes in the foods.

The new draft carries out the intent of the original bill to protect Maine customers from any potential hazards of food which has been irradiated with gamma radiation or other ionizing radiation. The new draft prohibits the knowing sale of irradiated food, with the exception of irradiated spices when those spices are only an ingredient in the food. Irradiated spices are irradiated food and their knowing sale is prohibited.