

MAINE STATE LEGISLATURE

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STATE OF MAINE
113TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
AGRICULTURE

MAY 1988

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**ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST & SECOND SPECIAL SESSIONS
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1988**

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 for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are indicated as follows::

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

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Secretaries: Charlene Brann, Janet Jean, Earl Knox, Valarie Parlin; Research Assistant Hartley Palleschi. Finally, Secretary Lorette Knox, Legal Assistant Carolyn Chick, and Research Assistant Robert Dunn had special responsibilities in the preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

OTP-AM

H-516

S-356 TUTTLE

S-380 MATTHEWS

SUMMARY

This bill was a result of the Agriculture Committee study of pesticide regulation. Committee amendment H-516 and Senate amendments S-356 and S-380 clarify the original intent of the bill while deleting a section on training agricultural employers that is covered by LD 2545.

Public utilities and the Department of Transportation must offer municipalities a no-spray agreement as an alternative to right-of-way maintenance procedures which use pesticides. The Bill does not alter either municipal authority to enact ordinances or the authority of public utilities and DOT to maintain their rights-of-way. The conditions of the agreement will be negotiated between the parties. The public utility or DOT may apply pesticides if the agreement is not signed or a municipality does not fulfill an obligation to control vegetation.

The Board of Pesticides Control is required to establish criteria for designating critical areas. Municipalities and counties may petition the board for establishment of critical areas. One local representative from each affected municipality may participate and vote with the board on establishing a critical area or a critical area management plan in the municipality they represent.

Municipalities must submit their existing ordinances that specifically apply to pesticide storage, distribution or use to the board by December 31, 1988. New pesticide ordinances must be submitted to the board 7 days prior to adoption for review and adopted ordinances must be filed within 30 days of adoption.

The bill removes the criteria that the 2 board members designated as public representatives be selected from different economic areas, in order to emphasize their selection from different geographical areas. It also requires the board to regulate the storage of pesticides for wholesale and retail purposes of longer than 60 days, and may include minimum volume standards.