



# 130th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2021

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Legislative Document

No. 125

S.P. 58

In Senate, January 21, 2021

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**An Act To Prohibit the Aerial Spraying of Glyphosate and Other  
Synthetic Herbicides for the Purpose of Silviculture**

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Received by the Secretary of the Senate on January 19, 2021. Referred to the Committee on Agriculture, Conservation and Forestry pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT  
Secretary of the Senate

Presented by President JACKSON of Aroostook.  
Cosponsored by Speaker FECTEAU of Biddeford and  
Senators: BENNETT of Oxford, MAXMIN of Lincoln, Representatives: O'NEIL of Saco,  
PLUECKER of Warren.

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

2 **Sec. 1. 7 MRSA §606, sub-§3** is enacted to read:

3 **3. Aerial spraying of glyphosate and other synthetic herbicides.** A person may not  
4 conduct an aerial application of glyphosate or other synthetic herbicides for the purpose of  
5 silviculture, including reforestation, regeneration or vegetation control after any timber  
6 harvest.

7 **Sec. 2. 12 MRSA §8869, sub-§1**, as enacted by PL 1989, c. 555, §10, is amended  
8 to read:

9 **1. Standards for regeneration after harvests.** The commissioner shall adopt rules  
10 to ensure adequate regeneration of commercial tree species on a site within 5 years of  
11 completion of any timber harvest. Rules to implement this requirement ~~shall~~ **must** include  
12 identification of commercial tree species, minimum stocking standards ~~and~~, methods to  
13 mitigate inadequate regeneration ~~and a prohibition on the aerial application of glyphosate~~  
14 ~~or other synthetic herbicides pursuant to Title 7, section 606, subsection 3.~~ In developing  
15 regeneration standards, the commissioner shall take into consideration regional differences  
16 in forest types, tree species and physiographic conditions.

17 **Sec. 3. 12 MRSA §8869, sub-§7-A**, as amended by PL 2013, c. 542, §5, is further  
18 amended to read:

19 **7-A. Exemption for outcome-based forestry areas.** An outcome-based forestry area  
20 designated under section 8003, subsection 3, paragraph Q is exempt from the requirements  
21 of this section if specifically exempted in the agreement establishing the outcome-based  
22 forestry area. The agreement may not provide an exemption from the prohibition on the  
23 aerial application of glyphosate or other synthetic herbicides pursuant to Title 7, section  
24 606, subsection 3.

25 **SUMMARY**

26 This bill prohibits the aerial application of glyphosate or other synthetic herbicides for  
27 the purpose of silviculture, including reforestation, regeneration or vegetation control after  
28 a timber harvest.