

131st MAINE LEGISLATURE

FIRST REGULAR SESSION-2023

Legislative Document

No. 1150

S.P. 477

In Senate, March 13, 2023

Resolve, Requiring the Department of Agriculture, Conservation and Forestry to Document, Disclose and Publish All Best Management Practices Regarding the Use of Noise Devices to Control Birds at Orchards

(EMERGENCY)

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

DAREK M. GRANT Secretary of the Senate

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Presented by Senator HICKMAN of Kennebec. Cosponsored by Representative: HASENFUS of Readfield. Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, agricultural activities often occur in close proximity to residential neighborhoods; and

Whereas, it is important that best practices are used in agricultural activities to reduce

Whereas, it is important that best practices are used in agricultural activities to reduce as much as possible the conflict between the agricultural activities and the residents of the neighborhoods; and

Whereas, agricultural activities for this year's growing season will commence well before the end of this legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Department of Agriculture, Conservation and Forestry to document, disclose and publish all best management practices regarding use of noise devices to control birds at orchards. Resolved: That, by June 1, 2023, the Department of Agriculture, Conservation and Forestry shall document, disclose and publish all best management practices in the department's possession or knowledge regarding the use of noise devices to control birds at orchards, including publishing the practices on the department's publicly accessible website.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

23 SUMMARY

This resolve directs the Department of Agriculture, Conservation and Forestry to document, disclose and publish all best management practices in the department's possession or knowledge regarding the use of noise devices to control birds at orchards, including publishing the practices on the department's publicly accessible website.