

§2191. Advisory council established

The Maine Arborist Advisory Council, as established in Title 5, section 12004-I, subsection 1-A and referred to in this section as the "council," advises the commissioner on the licensing and enforcement of arborists in the State. [PL 2001, c. 299, §8 (NEW).]

1. Membership; terms; meetings; removal. The council consists of 7 members appointed by the commissioner. Of the 7 members, one must be a member representing the public and 6 must be arborists licensed by the State. Of the 6 arborists, one must be a licensed arborist employed by a municipality of the State; one must be an employee of an electrical transmission company; one must be a self-employed arborist; and one must serve on the governing council of a statewide professional organization for licensed arborists. All regions of the State must be represented on the council.

Members serve for a term of 3 years. At the end of a term an outgoing member serves until a successor has been appointed. A member may not serve more than 2 consecutive terms.

The council shall meet at least annually to conduct business and to elect officers. A quorum consists of at least 4 members. The affirmative vote of a majority of the members present is necessary to decide any business brought before the council.

A member may be removed by the commissioner for:

- A. Failure to attend council meetings; [PL 2001, c. 299, §8 (NEW).]
- B. Failure to maintain a valid arborist license, if required to do so; [PL 2001, c. 299, §8 (NEW).]
- C. Moving out of the State; or [PL 2001, c. 299, §8 (NEW).]
- D. Cause, as determined by the commissioner. [PL 2001, c. 299, §8 (NEW).]

Members may not be compensated except for expenses incurred in attending meetings. A commercial arborist who is a present or former member of the council may not use membership on the council in the advertising of the arborist's business.

[PL 2001, c. 299, §8 (NEW).]

2. Duties of council. The council shall:

- A. Consult with the department on matters in which the members have individual or collective expertise; [PL 2001, c. 299, §8 (NEW).]
- B. Assist the department in developing and updating arborist exams; [PL 2001, c. 299, §8 (NEW).]
- C. Recommend to the department amendments to arborist licensing laws and rules to ensure they properly regulate the activities of licensed arborists in the State; and [PL 2001, c. 299, §8 (NEW).]
- D. Assist the department with investigating complaints of unprofessional conduct and recommend a course of action to resolve such complaints. [PL 2001, c. 299, §8 (NEW).]

[PL 2001, c. 299, §8 (NEW).]

SECTION HISTORY

PL 2001, c. 299, §8 (NEW).

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