

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 559

H.P. 397

House of Representatives, February 17, 2009

An Act To Update the Board of Pesticides Control

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative CONNOR of Kennebunk.
Cosponsored by Senator HOBBS of York and
Representatives: CLEARY of Houlton, CRAY of Palmyra, McCABE of Skowhegan, PRATT
of Eddington, SHAW of Standish, SMITH of Monmouth, Senator: NUTTING of
Androscoggin.

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

2 **Sec. 1. 22 MRSA §1471-B, sub-§1**, as amended by PL 2007, c. 466, Pt. B, §17,
3 is further amended to read:

4 **1. Board established.** The Board of Pesticides Control is established by Title 5,
5 section 12004-D, subsection 3, within the Department of Agriculture, Food and Rural
6 Resources. Except as provided in this chapter, the board must be composed of 7
7 members, appointed by the Governor, subject to approval by the joint standing committee
8 of the Legislature having jurisdiction over agricultural matters and confirmation by the
9 Senate. To provide the knowledge and experience necessary for carrying out the duties
10 of the board, the board must consist of the following members: one person with practical
11 experience and knowledge regarding the ~~agricultural~~ use of chemicals in agriculture; one
12 person ~~who has~~ with practical experience and knowledge regarding the use of chemicals
13 in forest management; one person from the medical community; a one scientist from the
14 University of Maine System specializing in agronomy or entomology having practical
15 experience and knowledge of integrated pest management; one commercial applicator
16 with practical experience and knowledge regarding structural pest management; and 2
17 persons appointed to represent the public. The 2 members appointed to represent the
18 public must have ~~a demonstrated interest in~~ practical experience and knowledge
19 regarding environmental protection and represent different geographic areas of the State.
20 The term must be for 4 years, except that of the initial appointees, 2 shall serve 4-year
21 terms, 2 shall serve 3-year terms, 2 shall serve 2-year terms and one shall serve a one-
22 year term. Any vacancy must be filled by an appointment for the remainder of the
23 unexpired term.

24 **Sec. 2. 22 MRSA §1471-B, sub-§9** is enacted to read:

25 **9. Endorsement of nominees.** The board may not express support for or opposition
26 to nominees to the board.

27 **SUMMARY**

28 This bill clarifies and makes consistent the language describing the qualifications for
29 members of the Board of Pesticides Control. The bill clarifies that the member who is a
30 commercial applicator must have expertise in structural pest management. The bill
31 prohibits the board from advocating for or against nominees to the board.