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No. 1159

H.P. 837

House of Representatives, March 22, 2021

An Act To Amend the Membership Requirements of the Board of Pesticides Control

Received by the Clerk of the House on March 18, 2021. Referred to the Committee on Agriculture, Conservation and Forestry pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative OSHER of Orono.

Cosponsored by Representatives: GROHOSKI of Ellsworth, O'NEIL of Saco, SACHS of Freeport, WARREN of Scarborough, Senators: BRENNER of Cumberland, MAXMIN of Lincoln.

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 2019, c. 192, §1, is further
3 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, Conservation and
6 Forestry. Except as provided in this chapter, the board must be composed of 7 members,
7 appointed by the Governor, subject to approval by the joint standing committee of the
8 Legislature having jurisdiction over agricultural matters and confirmation by the Senate.
9 To provide the knowledge and experience necessary for carrying out the duties of the board,
10 the board must consist of the following members: one person with practical experience
11 and knowledge regarding the agricultural use of chemicals; one person who has practical
12 experience and knowledge regarding the use of chemicals in forest management; one
13 person from the medical community; a scientist from the University of Maine System
14 having practical experience and expertise in integrated pest management; one commercial
15 applicator; and 2 persons appointed to represent the public. ~~One of the~~ The 2 members
16 appointed to represent the public must have ~~practical experience and knowledge of methods~~
17 ~~of sustainable management of indoor or outdoor pests~~ a demonstrated interest in
18 environmental protection and represent different geographic areas of the State. The term
19 must be for 4 years, except that of the initial appointees, 2 serve 4-year terms, 2 serve 3-
20 year terms, 2 serve 2-year terms and one serves a one-year term. Any vacancy must be
21 filled by an appointment for the remainder of the unexpired term.

22 **Sec. 2. Transition.** The Governor shall appoint members of the board representing
23 the public who meet the criteria of this Act within 60 days of the effective date of this Act.
24 Notwithstanding the term limits of members of the board in section 1, a member of the
25 board representing the public who does not meet the criteria for a member representing the
26 public under section 1 serving on the effective date of this Act serves until the member's
27 replacement has been confirmed by the Senate.

28 **SUMMARY**

29 This bill amends the membership requirements of the Department of Agriculture,
30 Conservation and Forestry, Board of Pesticides Control pertaining to the 2 public members
31 to return them to the requirements that existed before being amended by Public Law 2011,
32 chapter 119.