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**Minority Report OTP-A  
(Majority Report ONTP)**

**COMMITTEE AMENDMENT TO LD 1599, AN ACT TO ESTABLISH A MAINE PESTICIDE SALES AND USE REGISTRY**

Amend the bill by striking all of section 2 and inserting the following:

**Sec. 2. 22 MRSA §1471-CC** is enacted to read:

**§1471-CC. Pesticide sales and use registry**

**1. Pesticide sales and use registry.** The board, in consultation with the Department of Administrative and Financial Services, Office of Information Technology, shall develop and administer a comprehensive online pesticide sales and use registry for documenting and quantifying pesticide sales, distribution and application in the State by licensed general use pesticide dealers, licensed pesticide dealers and certified applicators using information reported under section 1471-G.

**2. Pesticide dealers.** Beginning January 1, 2023, a general use pesticide dealer and a pesticide dealer licensed to sell pesticides in the state shall maintain a record of a sale or distribution of a pesticide. Beginning February 15, 2023 and for every month thereafter, a general use pesticide dealer and a pesticide dealer licensed to sell pesticides in the state shall submit to the board's online pesticide sales and use registry a report of all sales and distributions of pesticides made by the dealer for the preceding month as required by sections 1471-G and 1471-W and as required by the board by rule.

**3. Applicators.** Beginning January 1, 2023, a certified applicator shall submit to the board's online pesticide sales and use registry a report of all record-keeping data relating to an application of a pesticide as required by the board by rule within one week after the application.

**4. Rules.** The board shall adopt rules to carry out the purposes of this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**SUMMARY**

This amendment, which is the minority report, strikes the requirement that the Board of Pesticides Control post information received by pesticide distributors and applicators on a publicly accessible website maintained by the board. The amendment strikes from the bill the list of information required of pesticide distributors to submit to the board's online pesticide sales and use registry as

most of this information is currently required by Title 7, section 1471-W and by the board by rule. The amendment strikes from the bill the list of information required of applicators to submit to the board's online pesticide sales and use registry as all record-keeping data is currently required by the board by rule. The amendment also strikes the provision that a certified applicator using integrated pest management may submit a report to the board on the day of the application if an immediate threat to an agricultural crop arises and a day in application would result in significantly more damage to the crop or require a more extensive application of a pesticide or use of a more toxic pesticide.