

HOUSE No. 783

The Commonwealth of Massachusetts

PRESENTED BY:

Mindy Domb and Jason M. Lewis

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the pesticide board.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|---------------------------------|----------------------------------|------------------|
| <i>Mindy Domb</i> | <i>3rd Hampshire</i> | <i>1/19/2023</i> |
| <i>Jason M. Lewis</i> | <i>Fifth Middlesex</i> | <i>1/20/2023</i> |
| <i>Lindsay N. Sabadosa</i> | <i>1st Hampshire</i> | <i>1/25/2023</i> |
| <i>Steven Owens</i> | <i>29th Middlesex</i> | <i>1/25/2023</i> |
| <i>Margaret R. Scarsdale</i> | <i>1st Middlesex</i> | <i>1/26/2023</i> |
| <i>Samantha Montaño</i> | <i>15th Suffolk</i> | <i>1/26/2023</i> |
| <i>Ruth B. Balsler</i> | <i>12th Middlesex</i> | <i>1/27/2023</i> |
| <i>David M. Rogers</i> | <i>24th Middlesex</i> | <i>1/27/2023</i> |
| <i>Vanna Howard</i> | <i>17th Middlesex</i> | <i>1/31/2023</i> |
| <i>Angelo J. Puppolo, Jr.</i> | <i>12th Hampden</i> | <i>2/1/2023</i> |
| <i>James J. O'Day</i> | <i>14th Worcester</i> | <i>2/6/2023</i> |
| <i>Thomas M. Stanley</i> | <i>9th Middlesex</i> | <i>2/6/2023</i> |
| <i>John Barrett, III</i> | <i>1st Berkshire</i> | <i>2/8/2023</i> |
| <i>Jennifer Balinsky Armini</i> | <i>8th Essex</i> | <i>2/12/2023</i> |
| <i>Denise C. Garlick</i> | <i>13th Norfolk</i> | <i>2/15/2023</i> |
| <i>James B. Eldridge</i> | <i>Middlesex and Worcester</i> | <i>2/16/2023</i> |
| <i>Brian W. Murray</i> | <i>10th Worcester</i> | <i>2/17/2023</i> |
| <i>Bruce E. Tarr</i> | <i>First Essex and Middlesex</i> | <i>2/21/2023</i> |

| | | |
|------------------------------------|-----------------------|------------------|
| <i>Natalie M. Higgins</i> | <i>4th Worcester</i> | <i>2/22/2023</i> |
| <i>Bradley H. Jones, Jr.</i> | <i>20th Middlesex</i> | <i>2/24/2023</i> |
| <i>Simon Cataldo</i> | <i>14th Middlesex</i> | <i>2/27/2023</i> |
| <i>Jack Patrick Lewis</i> | <i>7th Middlesex</i> | <i>3/14/2023</i> |
| <i>Tommy Vitolo</i> | <i>15th Norfolk</i> | <i>3/15/2023</i> |
| <i>Michael P. Kushmerek</i> | <i>3rd Worcester</i> | <i>3/16/2023</i> |
| <i>David Henry Argosky LeBoeuf</i> | <i>17th Worcester</i> | <i>3/19/2023</i> |
| <i>Erika Uytterhoeven</i> | <i>27th Middlesex</i> | <i>3/20/2023</i> |
| <i>Marjorie C. Decker</i> | <i>25th Middlesex</i> | <i>5/2/2023</i> |
| <i>James C. Arena-DeRosa</i> | <i>8th Middlesex</i> | <i>5/5/2023</i> |
| <i>Kristin E. Kassner</i> | <i>2nd Essex</i> | <i>6/20/2023</i> |
| <i>Christine P. Barber</i> | <i>34th Middlesex</i> | <i>8/30/2023</i> |

HOUSE No. 783

By Representative Domb of Amherst and Senator Lewis, a joint petition (accompanied by bill, House, No. 783) of Mindy Domb, Jason M. Lewis and others for legislation to establish the pesticide control modernization and environmental protection task force. Environment and Natural Resources.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to the pesticide board.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. (a) There shall be established a task force to be known as the pesticide
2 control modernization and environmental protection task force. The task force shall study the
3 commonwealth’s statutes, regulations, and practices governing pesticide control in the
4 commonwealth and make recommendations on the items detailed in subsection (b) of this act.

5
6 The task force shall consist of the following members or their designee: the secretary of
7 energy and environmental affairs, who shall serve as chair; the commissioner of agricultural
8 resources; the commissioner of conservation and recreation; the commissioner of environmental
9 protection; and the commissioner of public health. The task force shall also include 20 additional
10 members appointed by the chairs of the joint committee on environment, natural resources and
11 agriculture: 1 of whom shall be an academic expert in environmental and health impacts of

12 pesticides; 1 of whom shall be an ecological risk assessor with a background in ecotoxicology; 1
13 of whom shall be a licensed pesticide applicator with expertise in integrated pest management
14 practices; 1 of whom shall be a representative of a statewide land conservation organization; 1 of
15 whom shall be a representative of a regional or statewide river protection organization; 1 of
16 whom shall be a representative of a statewide wildlife protection organization; 1 of whom shall
17 be a representative of a statewide organization representing farms and agriculture; 1 of whom
18 shall be a representative of a statewide organization representing organic farms and agriculture; 1
19 of whom shall be a representative of a statewide organization representing beekeepers or groups
20 concerned about pollinators; 1 of whom shall be a representative of a statewide lawn care
21 organization; 1 of whom shall be a representative of a statewide nursery and landscape
22 organization; 1 of whom shall be a representative of a statewide consumer protection
23 organization; 1 of whom shall be a veterinarian or academic with expertise in pesticide impacts
24 on animals; 1 of whom shall be a representative of a statewide horticultural or grower
25 association; 1 of whom shall be a representative of pesticide manufacturers or distributors; 1 of
26 whom shall be a representative of a statewide organization representing cranberry growers; 1 of
27 whom shall be a representative of a statewide organization of retailers; 1 of whom shall be a
28 member of a town natural resources commission or equivalent; 1 of whom shall be a
29 representative of a research institution affiliated with a public university located in the
30 commonwealth with expertise in integrated pest management practices or organic or regenerative
31 agriculture; and 1 of whom shall be a member of a city natural resources commission or
32 equivalent.

33 (b) The task force shall review and make recommendations to improve the ability of the
34 commonwealth to prevent and mitigate adverse impacts of pesticide use on the environment and

35 public health. The issues examined by the task force shall include, but not be limited to: (i) the
36 title, structure, membership, and operation of the pesticide board and the pesticide board
37 subcommittee currently within the department of agricultural resources; (ii) the ability of the
38 pesticide board and pesticide board subcommittee to effectively interact with other state
39 agencies, stakeholders, and the public; (iii) the commonwealth's relationship with federal
40 pesticide regulators and ability to implement federal pesticide regulations on the state level in a
41 manner consistent with pesticide use reduction goals; (iv) the effectiveness of chapter 132B of
42 the general laws and other state and federal statutes in reducing harmful impacts of pesticide use;
43 (v) the ability of the pesticide board and the pesticide board subcommittee to quickly and
44 effectively implement science-based regulation of pesticides and pesticide products; (vi) the
45 effectiveness of the commonwealth's licensing and continuing education process for pesticide
46 users in promoting responsible, limited use of pesticides and reducing adverse impacts of
47 pesticide use; (vii) the implementation of section 5A of said chapter 132B as it pertains to
48 pesticide use reduction and annual reporting requirements; (viii) the impacts of current pesticide
49 use practices on watersheds and other vulnerable natural resources and on environmental justice
50 populations; (ix) opportunities to expand integrated pest management planning and practices to
51 additional public lands; (x) opportunities to implement organic landcare practices on public
52 lands; (xi) the accessibility, utility and transparency of the commonwealth's pesticide use
53 reporting system; and (xii) public awareness and education regarding pesticide use and its
54 environmental and health impacts.

55 (c) The task force shall issue a report detailing its findings and recommendations, which
56 shall include, but not be limited to, detailed investigation of the issue areas detailed in subsection
57 (b) and a broad assessment of the operational effectiveness of the pesticide board and pesticide

58 board subcommittee. The report shall include a recommendation of the appropriate location
59 within state government to locate the board and the subcommittee, the appropriate titles for the
60 board and the subcommittee respectively, in order to clearly communicate the roles of each body,
61 and may include recommendations of additional oversight and accountability measures necessary
62 for the board and the subcommittee to effectively meet the statutory goals of safe and responsible
63 pesticide use established in chapter 132B.

64 (d) All meetings of the task force shall be open to the public. The task force shall hold at
65 least 1 public listening session with a remote participation option. The task force shall convene
66 its first meeting no later than September 1, 2023.

67 (e) The task force shall file its findings, recommendations and accompanying legislation,
68 if any, with the clerks of the house of representatives and the senate, the joint committee on ways
69 and means and the joint committee on environment, natural resources and agriculture not later
70 than March 31, 2024.