HOUSE DOCKET, NO. 577 FILED ON: 1/13/2023

HOUSE . . . . . No. 825

The Commonwealth of Massachusetts

PRESENTED BY:

James K. Hawkins

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 pesticides.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
James K. Hawkins	*2nd Bristol*	*1/13/2023*
Zak Mertz	*New England Wildlife Center, 500 Columbian Street, Weymouth, MA. 02190*	*1/13/2023*
Kara Holmquist	*Massachusetts Society for the Prevention of Cruelty to Animals, 350 S. Huntington Ave., Boston, MA. 02130*	*1/13/2023*
Stephanie J. Harris	*Animal Legal Defense Fund, 525 East Cotati Avenue, Cotati, CA. 94931*	*1/13/2023*
Martin Dagoberto L. Driggs	*Northeast Organic Farming Association / MA , P.O. Box 60043, Florence, MA. 01062*	*1/13/2023*
Lisa Owens Viani	*Raptors Are The Solution, 2150 Allston Way, Suite 460, Berkeley, CA. 94704*	*1/13/2023*
E. Hardy Kern, III	*American Bird Conservancy, 4301 Connecticut Ave., NW#451, Washington DC 20008*	*1/13/2023*

Steven Owens	*29th Middlesex*	*1/18/2023*
Josh S. Cutler	*6th Plymouth*	*1/18/2023*
Natalie M. Higgins	*4th Worcester*	*1/23/2023*
Michelle L. Ciccolo	*15th Middlesex*	*1/25/2023*
Carmine Lawrence Gentile	*13th Middlesex*	*1/25/2023*
Lindsay N. Sabadosa	*1st Hampshire*	*1/25/2023*
Jack Patrick Lewis	*7th Middlesex*	*1/25/2023*
Sean Garballey	*23rd Middlesex*	*1/26/2023*
Samantha Montaño	*15th Suffolk*	*1/26/2023*
Margaret R. Scarsdale	*1st Middlesex*	*1/27/2023*
Patrick Joseph Kearney	*4th Plymouth*	*1/27/2023*
Ruth B. Balser	*12th Middlesex*	*1/27/2023*
Jessica Ann Giannino	*16th Suffolk*	*1/27/2023*
David M. Rogers	*24th Middlesex*	*1/27/2023*
Brian W. Murray	*10th Worcester*	*1/29/2023*
Steven S. Howitt	*4th Bristol*	*1/30/2023*
Joseph D. McKenna	*18th Worcester*	*1/30/2023*
Kate Donaghue	*19th Worcester*	*1/30/2023*
Vanna Howard	*17th Middlesex*	*1/31/2023*
Jennifer Balinsky Armini	*8th Essex*	*1/31/2023*
Andres X. Vargas	*3rd Essex*	*2/2/2023*
Thomas M. Stanley	*9th Middlesex*	*2/2/2023*
Steven George Xiarhos	*5th Barnstable*	*2/4/2023*
Jacob R. Oliveira	*Hampden, Hampshire and Worcester*	*2/6/2023*
James J. O'Day	*14th Worcester*	*2/6/2023*
Kimberly N. Ferguson	*1st Worcester*	*2/6/2023*
Brian M. Ashe	*2nd Hampden*	*2/6/2023*
Michelle M. DuBois	*10th Plymouth*	*2/7/2023*
Paul McMurtry	*11th Norfolk*	*2/8/2023*
Kay Khan	*11th Middlesex*	*2/8/2023*
Tricia Farley-Bouvier	*2nd Berkshire*	*2/8/2023*
David Allen Robertson	*19th Middlesex*	*2/8/2023*
James C. Arena-DeRosa	*8th Middlesex*	*2/9/2023*
Jeffrey Rosario Turco	*19th Suffolk*	*2/13/2023*
Colleen M. Garry	*36th Middlesex*	*2/13/2023*
Adrian C. Madaro	*1st Suffolk*	*2/13/2023*
Edward R. Philips	*8th Norfolk*	*2/14/2023*
Sally P. Kerans	*13th Essex*	*2/14/2023*
Patrick M. O'Connor	*First Plymouth and Norfolk*	*2/15/2023*

Adrianne Pusateri Ramos	*14th Essex*	*2/15/2023*
James B. Eldridge	*Middlesex and Worcester*	*2/19/2023*
Bruce E. Tarr	*First Essex and Middlesex*	*2/21/2023*
Kate Lipper-Garabedian	*32nd Middlesex*	*2/22/2023*
Bradley H. Jones, Jr.	*20th Middlesex*	*2/24/2023*
Tram T. Nguyen	*18th Essex*	*2/27/2023*
William C. Galvin	*6th Norfolk*	*3/1/2023*
Marcus S. Vaughn	*9th Norfolk*	*3/1/2023*
Hannah Kane	*11th Worcester*	*3/2/2023*
Richard M. Haggerty	*30th Middlesex*	*3/2/2023*
Walter F. Timilty	*Norfolk, Plymouth and Bristol*	*3/2/2023*
Kenneth I. Gordon	*21st Middlesex*	*3/2/2023*
Angelo J. Puppolo, Jr.	*12th Hampden*	*3/3/2023*
Simon Cataldo	*14th Middlesex*	*3/3/2023*
F. Jay Barrows	*1st Bristol*	*3/3/2023*
Joan Meschino	*3rd Plymouth*	*3/3/2023*
Daniel R. Carey	*2nd Hampshire*	*3/4/2023*
John J. Cronin	*Worcester and Middlesex*	*3/6/2023*
Kip A. Diggs	*2nd Barnstable*	*3/6/2023*
David Paul Linsky	*5th Middlesex*	*3/6/2023*
David T. Vieira	*3rd Barnstable*	*3/7/2023*
Patricia A. Duffy	*5th Hampden*	*3/8/2023*
Natalie M. Blais	*1st Franklin*	*3/13/2023*
Ann-Margaret Ferrante	*5th Essex*	*3/15/2023*
James Arciero	*2nd Middlesex*	*3/16/2023*
David Henry Argosky LeBoeuf	*17th Worcester*	*3/19/2023*
Erika Uyterhoeven	*27th Middlesex*	*3/20/2023*
Kevin G. Honan	*17th Suffolk*	*3/22/2023*
Denise C. Garlick	*13th Norfolk*	*3/24/2023*
Jay D. Livingstone	*8th Suffolk*	*3/29/2023*
Tommy Vitolo	*15th Norfolk*	*3/30/2023*
Aaron L. Saunders	*7th Hampden*	*4/4/2023*
John Barrett, III	*1st Berkshire*	*4/6/2023*
Michael P. Kushmerek	*3rd Worcester*	*4/7/2023*
Kristin E. Kassner	*2nd Essex*	*4/10/2023*
Manny Cruz	*7th Essex*	*4/12/2023*
Marjorie C. Decker	*25th Middlesex*	*5/3/2023*
Mike Connolly	*26th Middlesex*	*6/7/2023*
Joan B. Lovely	*Second Essex*	*6/8/2023*

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HOUSE . . . . . No. 825

By Representative Hawkins of Attleboro, a petition (accompanied by bill, House, No. 825) of James K. Hawkins and others relative to pesticides. Environment and Natural Resources.

The Commonwealth of Massachusetts

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

An Act relative to pesticides.

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

SECTION 1. Section 6E of chapter 132B of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by striking out, in line 1, the words "On or before November 1, 2001, each" and inserting in place thereof the following word:- Each.

SECTION 2. Said section 6E of said chapter 132B, as so appearing, is hereby further amended by inserting after the word "center", in lines 2, 7 and 8, 9 and 18, the following words:- , public institution of higher education, as established in section 5 of chapter 15A.

SECTION 3. Section 6G of said chapter 132B, as so appearing, is hereby amended by inserting after the word "center", in line 2, the following words:-, public institution of higher education, as established in section 5 of chapter 15A.

SECTION 4. Said section 6G of said chapter 132B, as so appearing, is hereby further amended by adding the following paragraph:-

Notwithstanding the foregoing, a school, child care center, public institution of higher education, or school-age child care program shall make reasonable efforts to use pesticide products that: (i) are classified by the United States Environmental Protection Agency as an exempt material pursuant to 40 C.F.R. 152.25, as amended; or (ii) include no active ingredients other than those published in the National List at 7 C.F.R 205.601, as amended; provided, however, that a school, child care center, public institution of higher education or school-age child care program may be granted a hardship waiver, at the discretion of the department, for use of a pesticide that does not meet such qualifications.

SECTION 5. Section 7A of said chapter 132B, as so appearing, is hereby amended by striking out, in line 2, the word “a” and inserting in place thereof the following words:- an electronic.

SECTION 6. Said section 7A of said chapter 132B, as so appearing, is hereby further amended by inserting after the word “the”, in line 5, the second time it appears, the following word:- electronic.

SECTION 7. Said section 7A of said chapter 132B, as so appearing, is hereby further amended by inserting after the word “the”, in lines 6, 19, 37, and 46 the following word:- electronic.

SECTION 8. Subsection (a) of said section 7A of said chapter 132B, as so appearing, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence:- Said department may use the ePlace Portal system established by the executive office of energy and environmental affairs to implement the requirements of this section.

SECTION 9. Said section 7A of said chapter 132B, as so appearing, is hereby further amended by inserting after the word “cost-effective”, in line 39, the following word:- electronic.

SECTION 10. Subsection (c) of said section 7A of said chapter 132B, as so appearing, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence:- Annually, the department shall make available data on pesticide use in the Commonwealth.

SECTION 11. Sections 3 to 10, inclusive, shall take effect 6 months after the effective date of this act.