

HB 2031 A STAFF MEASURE SUMMARY
House Committee On Agriculture and Natural Resources

Carrier: Rep. Williams

Action Date: 04/01/21

Action: Do pass with amendments. (Printed A-Eng.)

Vote: 10-0-0-0

Yeas: 10 - Breese-Iverson, Cate, Hudson, Marsh, McLain, Post, Reardon, Smith DB, Williams, Witt

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Stuty Maskey, LPRO Analyst

Meeting Dates: 4/1

WHAT THE MEASURE DOES:

Modifies the definition of "pesticide applicator" or "applicator" as individual using, spraying, or applying restricted-use or highly toxic pesticides for others; or spraying or applying pesticides for others. Requires Oregon Department of Agriculture (ODA) to adopt rules relating to the other use of pesticides for pesticide trainee. Authorizes ODA to suspend or refuse to issue or renew license or certificate if it determines that the applicant, licensee, or certificate holder has violated: a provision of ORS Chapter 634 (Pesticide Control); a rule adopted by ODA for the administration or enforcement of the Chapter; and a provision of specified federal law or federal regulation. Authorizes ODA Director to impose a civil penalty for violation of any provision of Chapter or ODA rules related to restricted-use pesticides and makes ODA rule violation related to restricted-use pesticides a Class A misdemeanor.

ISSUES DISCUSSED:

- Definition of "pesticide applicator"
- Standards for certifying and training users of restricted-use pesticides

EFFECT OF AMENDMENT:

Replaces the measure.

BACKGROUND:

The Oregon Department of Agriculture (ODA) enforces the Oregon Pesticide Control Act (ORS Chapter 634). The Act regulates the use of pesticides, including pesticide registration and labeling, applicator licensing and certification, and protocols regarding a pesticide use reporting system that requires users to report the name of the pesticide used, the quantify of pesticide product applied, the purpose and type of site of application, and the month of application.

House Bill 2031 A would modify the definition of "pesticide applicator" and "applicator" used in the Oregon Pesticide Control Act, authorizes ODA to suspend or refuse to issue or renew license or certificate in specified circumstances. The measure would also authorize the ODA Director to impose a civil penalty for violation of any provision of the Pesticide Control Act or ODA rules related to restricted-use pesticides and makes ODA rule violation related to restricted-use pesticides a Class A misdemeanor.