SB 360-1 (LC 1432) 5/1/25 (STN/ps)

Requested by HOUSE COMMITTEE ON AGRICULTURE, LAND USE, NATURAL RESOURCES, AND WATER (at the request of Representative Ken Helm)

PROPOSED AMENDMENTS TO SENATE BILL 360

1 On page 1 of the printed bill, delete lines 6 through 20 and insert:

<u>SECTION 2.</u> (1) As used in this section, 'campus' and 'school' have
the meaning given those terms in ORS 634.700.

"(2) Notwithstanding ORS 634.116 (13) and (15)(b), an employee of the agencies, instrumentalities, subdivisions, counties, cities, towns, municipal corporations, districts, governmental bodies, Indian tribes or utilities described in ORS 634.116 (12) is not required to hold a license as a public applicator or a certificate as a public trainee when applying a pesticide using a machine-powered device if:

10 "(a) The pesticide is not a restricted-use pesticide;

"(b) The machine-powered device is powered by an electric battery
 and holds no more than five gallons of pesticide;

"(c) The application is not made on the campus of a school; and
"(d) The employee has completed training as provided in subsection
(3) of this section.

"(3) An employer shall provide training to an employee before the
 employee uses a machine-powered device for pesticide application as
 described in subsection (2) of this section. The training must utilize
 applicable training materials that address the safe:

"(a) Handling, application and storage of pesticides that are not
 restricted-use pesticides; and

1 "(b) Use of machine-powered devices for pesticide application.

2 "(4) An employer shall create and maintain records for each em-3 ployee that has completed the training described in subsection (3) of 4 this section for the duration of the employee's employment. The em-5 ployer shall make the records available to the State Department of 6 Agriculture for inspection upon request.

"(5) Nothing in this section relieves an employee or employer from
complying with any other applicable law or administrative rule pertaining to pesticides.".

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