



JOHN ELIAS BALDACCI
GOVERNOR

STATE OF MAINE
MAINE DEPARTMENT OF AGRICULTURE, FOOD & RURAL RESOURCES
BOARD OF PESTICIDES CONTROL
28 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0028

SETH H. BRADSTREET III
COMMISSIONER
HENRY S. JENNINGS.
ACTING DIRECTOR

BOARD OF PESTICIDES CONTROL

November 17, 2006

Colby Thomas Rooms, Hampton Inn
425 Kennedy Memorial Drive, Waterville
(Exit 127 from I-95)

AGENDA

9:30 A.M.

1. Introductions of Board and Staff
2. Public Hearing on Proposed Amendments to Chapters 10, 20, 21, 27, 28, 31, 40 and 41

The Board will hear testimony on a series of minor housekeeping amendments to eight different rule chapters. Most of the proposed amendments serve to clarify rules or bring them up to date. Amendments to Chapters 40 and 41 respond to a request from the lawn care industry to change the state classification of Dylox from limited use to restricted use.

Additional details of the proposed amendments were described in the public hearing notice published in major newspapers on October 25, 2006. Copies of the proposed amendments are available upon request or may be viewed at the Board's website, www.thinkfirstspraylast.org.

Sign up sheets for each chapter will be available at the door for persons wishing to testify. Written comments may be submitted to the Board's address above until 4:00 p.m. on December 1, 2006.

3. Minutes of the October 13, 2006 Board Meeting

Action Needed: Amend and/or Approve

Presentation By: Henry Jennings
Acting Director

4. Consideration of Board Policy to Designate Bedbugs as Public Health Pests Pursuant to Chapter 26 Section 4 (C) (2).

Chapter 26 of the Board's rules will require indoor applicators to specifically identify pests and evaluate the infestation and the associated damage before treating, except when there is a history of pest infestation or when treating for public health pests designated by Board policy. During the development of Chapter 26, there was much testimony about the need to aggressively treat for bedbugs, an emerging indoor pest problem. The Board will consider a formal policy to designate bedbugs as a public health pest.

Presentation By: Gary Fish
Certification & Licensing Specialist

Action Needed: Approve/Amend the Policy

5. Selection of Stakeholder Committees to Address Aerial Application Issues

At the July 21, 2006 Board Meeting, Board Members reviewed the results of their priority voting for discretionary tasks identified at the annual planning session. Aerial application issues were the top priority. Consequently, the Board directed the staff to develop recommendations for two committees to address aerial application issues: a technical committee to review recent research and a stakeholders committee to develop recommendations for the Board. The Board established the technical committee at its September 15, 2006 meeting and reviewed concepts for the stakeholders committee at its October 13th meeting. The staff will review their recommendations with the Board.

Presentation By: Henry Jennings
Acting Director

Action Needed: Select Members for the Stakeholders Committee

6. Review of Draft Report to the Legislature Pursuant to Public Law 2006, Chapter 553

Public Law 2006, Chapter 553 requires the Board to complete an assessment of risks and benefits from applying pesticides near marine waters for control of the browntail moth and report its findings and recommendation to the legislature by January 2, 2007. The Board addressed its responsibilities under the law and reviewed an initial draft report at its October 13, 2006 meeting. The staff will present an updated draft report that incorporates suggestions from the October 13th meeting.

Presentation By: Henry Jennings
Acting Director

Action Needed: Direct Staff on Developing Report to the Legislature

7. Other Old or New Business

- a. Technical Committee Issues & Update – L. Hicks
- b. Chapter 26 Update – G. Fish

8. Schedule and Location of Future Meetings

December 15, 2006 and January 19, 2007 are the tentative dates for the next Board Meetings.

9. Adjourn

NOTE: The Board Meeting Agenda and most supporting documents are posted one week before the meeting on the Board website at www.thinkfirstspraylast.org.

NOTE: Any person wishing to receive notices and agendas for meetings of either the Medical or Environmental Risk Advisory Committees must submit a request in writing to the Board's office. Any person with technical expertise who would like to volunteer for service on either committee is invited to submit their resume for future consideration.

NOTE: On March 27, 1998, the Board adopted the following policy on accepting written comments:

For regular business meetings, the staff will continue to reproduce letters and short reports delivered to the Augusta office prior to the day of the meeting. Persons sending faxes or electronic submissions should call to verify that their document was received in its entirety and in legible condition. Persons should also be aware that lengthy documents will have to be sent to the State's Central Printing Office which may require up to a three day lead time to get them back. If time is short, those people will be advised to make their own copies. At a minimum, fourteen copies are recommended so as to include the Board, the Assistant Attorney General, the Director, another staff member responsible for the topic, one for the person requesting the agenda article, and three extras for press and other interested parties.