



JANET T. MILLS  
GOVERNOR

STATE OF MAINE  
DEPARTMENT OF AGRICULTURE, CONSERVATION AND FORESTRY  
BOARD OF PESTICIDES CONTROL  
28 STATE HOUSE STATION  
AUGUSTA, MAINE 04333

**BOARD OF PESTICIDES CONTROL**

**January 16, 2019**

**Augusta Civic Center, 76 Community Drive, Kennebec/Penobscot Room, Augusta, Maine**

**AGENDA**

**3:00 - 4:00 PM BOARD MEETING**

**4:00 - 5:00 PM PUBLIC FORUM**

**5:00 - 6:00 PM BOARD MEETING CONTINUED IF NECESSARY**

1. Introductions of Board and Staff

2. Minutes of the November 16, 2018 Board Meeting

Presentation By: Megan Patterson, Director

Action Needed: Amend and/or Approve

3. Request for Financial Support from the Maine Mobile Health Program and the Eastern Maine Development Corporation

Since 1995 the Board has supported a Migrant and Seasonal Farmworker Safety Education program. The Maine Mobile Health Program (MMHP) and Eastern Maine Development Corporation (EMDC) provided training to 421 migrant agricultural workers during the 2018 season. Funding to support this effort in 2019 is being requested in the amount of \$5,360, which is the same amount the Board provided in 2018. The funding has been accounted for in the Board's FY'18 budget.

Presentation By: Chris Huh, Program Manager, Farmworkers Jobs Program, Eastern Maine Development Corporation

Elizabeth Charles McGough, Director of Outreach, Maine Mobile Health Program

Action Needed: Discussion and Determination if the Board Wishes to Fund this Request

MEGAN PATTERSON, DIRECTOR  
32 BLOSSOM LANE, MARQUARDT



PHONE: (207) 287-2731  
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4. Maine Cooperative Extension Request to Extend FIFRA Section 24(c) Registration (ME-130001) Malathion 8 Flowable for Use on Blueberries

Maine Cooperative Extension is requesting to extend §24(c) ME-140001 registration. Gowan Company supports this registration which increases the maximum application rate of Malathion 8 Flowable agricultural insecticide to control spotted wing drosophila (SWD) in blueberries. Gowan Malathion 8 Flowable has been highly effective against SWD in Maine at the higher application rates. In addition, this product offers growers the advantage of very short pre-harvest and re-entry intervals. Available data indicate that residues are expected to be below the established tolerance.

Presentation By: Mary Tomlinson, Pesticides Registrar and Water Quality Specialist

Action Needed: Approve or disapprove the request

5. Maine Cooperative Extension Request to Extend FIFRA Section 24(c) Registration (ME-170001) Malathion 8 Flowable for Use on Caneberries

Maine Cooperative Extension is requesting to extend §24(c) ME-170001 registration. Gowan Company supports this registration which increases the number of allowable applications of Malathion 8 Flowable agricultural insecticide to control SWD in caneberries. Gowan Malathion 8 Flowable has been highly effective against the SWD in Maine caneberries with the extra application. In addition, this product offers growers the advantage of very short pre-harvest and re-entry intervals. Available data indicate that residues are expected to be below the established tolerance.

Presentation By: Mary Tomlinson, Pesticides Registrar and Water Quality Specialist

Action Needed: Approve or disapprove the request

6. Maine Cooperative Extension Request to Extend FIFRA Section 24(c) Registration (ME-170002) Malathion 8 Aquamul for Use on Blueberries

Maine Cooperative Extension is requesting to extend §24(c) ME-170002 registration. Loveland Products, Inc. supports this registration which increases the maximum application rate of Malathion 8 Aquamul to control SWD in blueberries. This request is based on economic considerations and the request is identical to the Gowan Company §24(c) ME-130001.

Presentation By: Mary Tomlinson, Pesticides Registrar and Water Quality Specialist

Action Needed: Approve or disapprove the request

7. Review of Proposed Groundwater Testing for 2019

7 M.R.S. § 607-A, Section 2-A, directs the Board to conduct water residue surveys, for both ground and surface water, to prepare profiles of the kinds and amounts of pesticides present. At the November 2018 Board meeting, Board staff proposed a continuation of past groundwater monitoring efforts. The Board asked that staff provide the Board with the proposed cost, purpose of the testing, and set objectives.

Presentation By: Mary Tomlinson, Registrar and Water Quality Specialist and  
Pam Bryer, Toxicologist

Action Needed: Approve or disapprove funding for the proposed monitoring effort

8. Update on Water Quality Monitoring Activities

7 M.R.S. § 607-A, Section 2-A, directs the Board to conduct water residue surveys, for both ground and surface water, to prepare profiles of the kinds and amounts of pesticides present. In 2018, the Board's staff was involved in surface water and sediment sampling. The staff will update the Board on those activities and the sampling results.

Presentation By: Mary Tomlinson  
Pesticides Registrar and Water Quality Specialist

Action Needed: None—Informational Only

9. Correspondence

- a. Email and article from Jody Spear
- b. Letter from Linda Titus, Ag Matters

10. Other Items of Interest

- a. LD 36 An Act To Change the Composition of the Board of Pesticides Control

11. Schedule of Future Meetings

March 8, 2019, April 19, 2019, and May 24, 2019 are proposed meeting dates. The March meeting will include a hearing on proposed rule amendments.

Adjustments and/or Additional Dates?

12. Adjourn

## NOTES

- The Board Meeting Agenda and most supporting documents are posted one week before the meeting on the Board website at [www.thinkfirstspraylast.org](http://www.thinkfirstspraylast.org).
- Any person wishing to receive notices and agendas for meetings of the Board, Medical Advisory Committee, or Environmental Risk Advisory Committee 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.
- On November 16, 2007, the Board adopted the following policy for submission and distribution of comments and information when conducting routine business (product registration, variances, enforcement actions, etc.):
  - *For regular, non-rulemaking business*, the Board will accept pesticide-related letters, reports, and articles. Reports and articles must be from peer-reviewed journals. E-mail, hard copy, or fax should be sent to the Board's office or [pesticides@maine.gov](mailto:pesticides@maine.gov). In order for the Board to receive this information in time for distribution and consideration at its next meeting, all communications must be received by 8:00 AM, three days prior to the Board meeting date (e.g., if the meeting is on a Friday, the deadline would be Tuesday at 8:00 AM). Any information received after the deadline will be held over for the next meeting.
- During rulemaking, when proposing new or amending old regulations, the Board is subject to the requirements of the APA (Administrative Procedures Act), and comments must be taken according to the rules established by the Legislature.