PROPOSED AMENDMENTS TO
HOUSE BILL 4109

On page 1 of the printed bill, line 4, delete “11” and insert “6”.
In line 6, after “of” insert “sections 3 to 6 of”.
After line 11, insert:
“(3) By rule, the State Department of Agriculture:
“(a) Shall establish exceptions to the prohibition in subsection (2) of this section for aerial application of a pesticide product containing chlorpyrifos during a quarantine or to stop the spread of an invasive species.
“(b) May establish exceptions to the prohibition in subsection (2) of this section for aerial application of a pesticide product containing chlorpyrifos to agricultural products intended for export for which there is no alternative pesticide.”.
Delete lines 16 through 18 and insert:
“SECTION 5. (1) As used in this section:
“(a) ‘Agricultural emergency’ has the meaning given that term in 40 C.F.R. 170.603 (c)(1).
“(b) ‘Restricted-entry interval’ means the time after the end of a pesticide application during which entry into the treated area is restricted.
“(2) The restricted-entry interval for chlorpyrifos is eight days.
“(3) During the restricted-entry interval for chlorpyrifos, a person that employs a worker shall take steps to ensure that the worker does
not enter or remain in an area in which chlorpyrifos has been applied, except that the employer may allow the worker to enter or remain in the area during the restricted-area interval:

“(a) For activities not involving contact with chlorpyrifos, if the employer ensures compliance with the federal worker protection standard adopted in 40 C.F.R. part 170;

“(b) For short-term activities, if the employer ensures compliance with the federal worker protection standard adopted in 40 C.F.R. part 170; or

“(c) During an agricultural emergency, if the employer ensures compliance with the federal worker protection standard adopted in 40 C.F.R. part 170.”.

Delete lines 22 and 23.

On page 2, delete lines 1 through 8.

In line 9, delete “12” and insert “7”.

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