



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

JANET T. MILLS
GOVERNOR

AMANDA E. BEAL
COMMISSIONER

BOARD OF PESTICIDES CONTROL

March 5, 2021

9:00 AM Board Meeting

Video conference hosted in MS Teams, to join the meeting:

Web link for the Microsoft Teams meeting:

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+1 207-209-4724](#) United States, Portland

Phone Conference ID: 864 468 31#

AGENDA

1. Introductions of Board and Staff

2. Minutes of the January 20, 2021 Board Meeting

Presentation By: Megan Patterson, Director

Action Needed: Amend and/or approve

3. Report on 2020 Work Accomplished and Request for Funds for Mosquito Monitoring from the Integrated Pest Management Program

The Integrated Pest Management Program is reporting work accomplished in 2020 and requesting funds to assist with on-going efforts for mosquito surveillance, identification and continued outreach around vector-borne diseases.

Presentation By: Kathy Murray, DACF IPM Specialist

Action Needed: Discussion and determination if the Board wishes to fund this request

MEGAN PATTERSON, DIRECTOR
90 BLOSSOM LANE, DEERING BUILDING



PHONE: (207) 287-2731
WWW.THINKFIRSTSPRAYLAST.ORG

4. Draft Policy Regarding Interpretation of CMR 01-01A, Chapter 26, Section 3(B) Notification and Posting in the Context of Powered Application of General Use Antimicrobial Pesticides for Routine Cleaning

On December 31, 2021 Executive Order 7-A FY 20/21 was signed and expanded exemptions from commercial pesticide licensure to certain institutions implementing routine cleaning for SARS-CoV-2. Staff at hospitals, colleges, universities, municipal and county facilities are now exempted from commercial licensure for the powered application of general use antimicrobial pesticides. The EO did not provide exemptions from any other regulatory requirements—such as posting and record keeping. At the January 20, 2021 meeting of the Board staff asked for an interpretation of the applicability of existing posting requirements for facilities making multiple applications, to multiple locations, daily.

Presentation By: Megan Patterson, Director

Action Needed: Discuss and approve/disapprove the draft policy

5. Election of Officers

The Board's statute requires an annual election of officers. The members will choose a chair and vice-chair to serve for the coming year.

Presentation By: Megan Patterson, Director

Action Needed: Nominations and election of officers

6. Other Old and New Business

a. Repetitive Overseeding for Ecological Management of Grass Playing. *Horticultural Science*. 2021.

b. LD 125—An Act to Prohibit the Aerial Spraying of Glyphosate and Other Synthetic Herbicides for the Purpose of Silviculture—hearing scheduled for March 2, 2021

c. LD 155—Resolve, Directing the Board of Pesticides Control to Prohibit the Use of Certain Neonicotinoids for Outdoor Residential Use—work session scheduled for March 2, 2021

d. LD 226—An Act to Limit the Use of Hydrofluorocarbons to Fight Climate Change

e. LD 264—An Act to Prohibit Aerial Application of Perfluoroalkyl and Polyfluoroalkyl Substances

f. LD 316—An Act to Prohibit the Use of Chlorpyrifos—hearing scheduled for March 2, 2021

g. LD 355—An Act to Require Pest Disclosure in All Real Estate Transactions

- h. LD 519—An Act to Protect Children from Exposure to Toxic Chemicals
- i. LD 524—An Act to Require Schools to Submit Pest Management Activity Logs to the Board of Pesticides Control and the Posting of Inspection Results for the Purpose of Providing Information to the Public
- j. University of Maine Extension Pesticides Education Report 2021
- k. University of Maine Pesticide Container Fee Report 2021
- l. Board of Pesticides Control Fund Report 2021
- m. Environmental Specialist II direct hire bulletin
- n. Environmental Risk Assessment Committee (ERAC) and Medical Advisory Committee (MAC) Policies
- o. Update on EPA investigation of container fluorination

7. Schedule of Future Meetings

April 16, and June 4, 2021, are tentative Board meeting dates. The Board will decide whether to change and/or add dates

Adjustments and/or Additional Dates?

8. 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.
- 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. 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.