

HOUSE BILL 55

M3, P1

8lr0569

(PRE-FILED)

By: **Delegate Montgomery**

Requested: August 28, 2007

Introduced and read first time: January 9, 2008

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – State Government – Integrated Pest Management**

3 FOR the purpose of requiring a State agency with integrated pest management
4 responsibilities to develop and implement an integrated pest management plan
5 approved by the Department of Agriculture on or before a certain date;
6 requiring the Department to adopt regulations on or before a certain date
7 setting uniform standards and criteria for integrated pest management plans
8 developed under this Act; requiring an integrated pest management plan
9 developed under this Act to include certain elements; providing that this Act
10 applies to pesticide application by a State agency in a State building or on State
11 property; defining certain terms; and generally relating to the use of integrated
12 pest management by State government.

13 BY adding to

14 Article – Agriculture

15 Section 5–208.2

16 Annotated Code of Maryland

17 (2007 Replacement Volume)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article – Agriculture**

21 **5–208.2.**

22 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
23 MEANINGS INDICATED.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) "INTEGRATED PEST MANAGEMENT" HAS THE MEANING
2 STATED IN § 5-208.1 OF THIS SUBTITLE.

3 (3) "PESTICIDE" HAS THE MEANING STATED IN § 5-208.1 OF THIS
4 SUBTITLE.

5 (4) "STATE AGENCY" INCLUDES AN EXECUTIVE OR
6 ADMINISTRATIVE DEPARTMENT, OFFICE, BOARD, COMMISSION, OR OTHER UNIT
7 OF STATE GOVERNMENT AND ANY SUCH BODY CREATED BY THE STATE.

8 (B) THIS SECTION APPLIES TO PESTICIDE APPLICATION BY A STATE
9 AGENCY IN A STATE BUILDING OR ON STATE PROPERTY.

10 (C) A STATE AGENCY WITH PEST MANAGEMENT RESPONSIBILITIES
11 SHALL DEVELOP AND IMPLEMENT AN INTEGRATED PEST MANAGEMENT PLAN
12 APPROVED BY THE DEPARTMENT.

13 (D) (1) THE DEPARTMENT SHALL ADOPT REGULATIONS SETTING
14 UNIFORM STANDARDS AND CRITERIA FOR INTEGRATED PEST MANAGEMENT
15 PLANS DEVELOPED UNDER THIS SECTION.

16 (2) THE REGULATIONS ADOPTED UNDER PARAGRAPH (1) OF THIS
17 SUBSECTION SHALL REQUIRE THAT AN INTEGRATED PEST MANAGEMENT PLAN
18 DEVELOPED BY A STATE AGENCY INCLUDE THE FOLLOWING ELEMENTS:

19 (I) EDUCATION AND TRAINING IN INTEGRATED PEST
20 MANAGEMENT FOR STATE PERSONNEL AND STATE CONTRACTORS
21 RESPONSIBLE FOR PEST MANAGEMENT;

22 (II) MONITORING OF THE NATURE AND EXTENT OF PEST
23 INFESTATION TO ENABLE DATA-BASED DECISION-MAKING ABOUT PEST
24 MANAGEMENT;

25 (III) ACTION LEVELS AT WHICH THE POPULATION OF A
26 PARTICULAR PEST WARRANTS REMEDIAL ACTION;

27 (IV) USE OF NONCHEMICAL PEST INFESTATION PREVENTION
28 STRATEGIES, INCLUDING PROPER SANITATION AND STRUCTURAL
29 MAINTENANCE;

30 (V) USE OF PESTICIDES THAT ARE LEAST TOXIC AND LEAST
31 HAZARDOUS TO HUMAN HEALTH AND THE ENVIRONMENT WHEN PESTICIDE USE
32 IS NECESSARY;

1 **(VI) NOTIFICATION OF PESTICIDE APPLICATIONS TO THOSE**
2 **WHO MAY BE EXPOSED;**

3 **(VII) RECORD KEEPING OF PEST INFESTATIONS AND**
4 **TREATMENT MEASURES TAKEN; AND**

5 **(VIII) EVALUATION OF PEST MANAGEMENT PRACTICES TO**
6 **IDENTIFY THE MOST EFFECTIVE STRATEGIES.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That the Department shall
8 adopt regulations setting uniform standards and criteria for integrated pest
9 management plans to be developed under this Act on or before January 1, 2009.

10 SECTION 3. AND BE IT FURTHER ENACTED, That a State agency required
11 to develop and implement an integrated pest management plan under this Act shall
12 implement the plan on or before January 1, 2010.

13 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2008.