



JANET T. MILLS
GOVERNOR

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

AMANDA E. BEAL
COMMISSIONER

BOARD OF PESTICIDES CONTROL

October 25, 2024

9:00 AM Board Meeting

Join the meeting in person in Room 101, Deering Building, 32 Blossom Lane, Augusta

Or

Join on your computer, mobile app or room device

[Join the meeting now](#)

Meeting ID: 277 185 469 095

Passcode: BSTpkK

Dial in by phone

[+1 207-209-4724,,448663144#](#) United States, Portland

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Phone conference ID: 448 663 144#

AGENDA

1. Introductions of Board and Staff
2. Welcome New & Reappointed Board Members

On September 9, 2024, the ACF Committee confirmed the appointments of two new Board members and reappointed two existing members to the BPC. The Senate accepted these appointments on October 10, 2024.

Presentation By: Alex Peacock, Director

Action Needed: Discussion

3. Minutes of the September 6, 2024 Board Meeting

Presentation By: Alex Peacock, Director

Action Needed: Amend and/or Approve

ALEXANDER PEACOCK, DIRECTOR
90 BLOSSOM LANE, DEERING BUILDING



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

4. Groundwater Monitoring Plan Revision

The BPC Generic State Management Plan for Pesticides and Groundwater has not been updated since 2006. Staff is suggesting updates and revisions to the plan to ensure it remains relevant and effective.

Presentation By: Julia Vacchiano, Pesticide Registrar/Water Quality Specialist
Action Needed: Discussion

5. Service & Secondary Container Labeling Policy

Staff have drafted a policy based on EPA recommendations for labeling Secondary and Service Containers.

Presentation By: Alex Peacock, Director
Action Needed: Amend and/or Adopt

6. Enforcement Protocol Amendment/Update

During previous presentations of enforcement actions through consent agreements, the Board has asked Staff to alert them prior to settlement of a consent agreement when certain factors of an enforcement case exist, such as harm to human health or the environment and repeat offenders. Draft language has been added to the existing enforcement protocol for the Board's consideration.

Presentation By: Alex Peacock, Director
Action Needed: Amend and/or Adopt

7. Report on repeat violations by Mosquito Squad of Southern Maine

During several inspections in 2024, it was determined that the Mosquito Squad of Southern Maine had committed several violations. The BPC has previously accepted consent agreements with the Mosquito Squad of Southern Maine on 11/19/2021 and 2/9/2024. This report is being presented pursuant to the Board's request to be notified of repeat offenders prior to finalizing a consent agreement.

Presentation By: Alex Peacock, Director
Action Needed: Discussion/Guidance

8. Other Old and New Business

- a. Variance Permit for CMR01-026 Chapter 29, Abenakee Golf Club, Parterre Ecological/Parterre Garden Services, Invasive Species Management, Biddeford
- b. New active ingredient: Pethoxamid, preemergent for turf care submitted for registration.
- c. EPA Finalizes Rule to protect farmworkers, Families and Communities from Pesticide Exposures
- d. EPA Updates Mitigation Menu Website with Options to Protect Nontarget Species from Pesticide Runoff

- e. EPA Releases Pesticide and Endangered Species Educational Resources Toolbox
- f. Through an EPA grant BPC will be hosting 50 attendees from Region 1 and Maine for National Certified Investigator/Inspector Training (NCIT) provided by The Council on Licensure, Enforcement & Regulation (CLEAR) in Augusta on November 13, 14, 15, 2024.
- g. E-Commerce Update & Brief Discussion

9. Schedule of Future Meetings

The next scheduled Board meeting date is December 6, 2024. The Board will decide whether to change and/or add dates. January 15, 2025 (ATS), Projected future dates: February 28, 2025, April 11, 2025.

Maine Agricultural Trade Show, January 14, 15 & 16, 2025. Board meetings typically occur on Wednesday of the ATS with a public forum. Augusta Civic Center v. Deering 101?

Adjustments and/or Additional Dates?

10. 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.