

BUDGET REPORT AND MEASURE SUMMARY

CARRIER: Sen. Hansell

**Joint Committee On Ways and Means**

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**Action:** Do Pass The B-Eng Bill.

**Action Date:** 06/29/15

**Vote:**

**Senate**

**Yeas:** 12 - Burdick, Devlin, Girod, Hansell, Johnson, Monroe, Roblan, Shields, Steiner Hayward, Thomsen, Whitsett, Winters

**House**

**Yeas:** 11 - Buckley, Gomberg, Huffman, Komp, McLane, Nathanson, Rayfield, Smith, Whisnant, Whitsett, Williamson

**Exc:** 1 - Read

**Prepared By:** Dustin Ball, Department of Administrative Services

**Reviewed By:** Tim Walker, Legislative Fiscal Office

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**Agency:** Department of Agriculture

**Biennium:** 2015-17

**Budget Summary**

	2013-15 Legislatively Approved Budget	2015-17 Current Service Level	2015-17 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
				\$ Change	% Change
Other Funds	\$ -	\$ -	\$ 255,000	\$ 255,000	100.0%
Total	\$ -	\$ -	\$ 255,000	\$ 255,000	100.0%

**Position Summary**

Authorized Positions	0	0	0	0
Full-time Equivalent (FTE) positions	0.00	0.00	0.00	0.00

**Revenue Summary**

House Bill 3549 is funded with Other Funds revenue from fees charged for aerial applicator certificates and pesticide product registration fees. The aerial applicator certificate is a new certificate authorized under the bill and the Oregon Department of Agriculture (ODA) will need to undergo an administrative rulemaking process to establish the fee amount and term (not to exceed five years) for the certificate. Pesticide registration fees are currently charged by ODA at the statutory maximum rate of \$160 per year. House Bill 3549 increases the statutory maximum for pesticide registration fees to \$400, and ODA would need to undergo an administrative rulemaking process in order to increase the fee amount.

**Summary of Natural Resources Subcommittee Action**

House Bill 3549 requires the Oregon Department of Agriculture to establish qualifications for obtaining and maintaining an aerial pesticide applicator certificate, increases certain civil penalties, requires the Pesticide Analytical Response Center to develop standards for response to pesticide related complaints, and requires a biennial report to the Legislative Assembly. Additionally, the bill requires ODA to operate a telephone line to receive and coordinate responses to pesticide related complaints by the public and report to the Legislative Assembly biennially. Beginning January 1, 2016, a 60-foot unsprayed strip along inhabited dwellings or schools for aerial herbicide applicators is established and is to be included as part of the Forest Practices Act.

The Subcommittee provided ODA with \$255,000 Other Funds expenditure limitation to implement House Bill 3549. Of this expenditure limitation, \$90,000 Other Funds is provided on a one-time basis for rulemaking, changes to the ODA licensing system, and for a database to track complaints. The remaining \$165,000 Other Funds is added to establish and maintain a dedicated phone line to receive and coordinate responses to pesticide related complaints.

**DETAIL OF JOINT COMMITTEE ON WAYS AND MEANS ACTION**

**HB 3549-B**

Oregon Department of Agriculture  
 Dustin Ball -- 503-378-3119

DESCRIPTION	GENERAL FUND	LOTTERY FUNDS	OTHER FUNDS		FEDERAL FUNDS		TOTAL ALL FUNDS	POS	FTE
			LIMITED	NONLIMITED	LIMITED	NONLIMITED			
<u>SUBCOMMITTEE RECOMMENDATION</u>									
Oregon Department of Agriculture									
<b>SCR 020-02 - Natural Resource Policy Area</b>									
Services and Supplies	\$ -	\$ -	\$ 255,000	\$ -	\$ -	\$ -	\$ 255,000		
<b>TOTAL SUBCOMMITTEE RECOMMENDATION</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 255,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 255,000</b>	<b>0</b>	<b>0.00</b>