

House Bill 3221

Sponsored by Representative HOLVEY

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits aerial application of pesticide on certain lands owned by state.

A BILL FOR AN ACT

Relating to the aerial application of pesticide to state land.

Be It Enacted by the People of the State of Oregon:

SECTION 1. (1) As used in this section:

(a) **"Forestland"** means land used for growing or harvesting a tree species capable of producing logs, fiber or other wood material suitable for the production of lumber, sheeting, pulp, firewood or other commercial forest products.

(b) **"Pesticide"** has the meaning given that term in ORS 634.006.

(c) **"State government"** has the meaning given that term in ORS 174.111.

(2) **Notwithstanding ORS 30.939, 477.747 or 526.905, a state government entity, officer or employee may not engage in or authorize the spraying or other application of a pesticide by aircraft on lands that are described in ORS 273.316 to 273.345, 273.350, 273.586, 530.010 to 530.170, 530.210 to 530.280 or 530.450 to 530.520 or on other lands held in the name of the state or a state government entity that are forestlands.**

SECTION 2. Section 3 of this 2019 Act is added to and made a part of ORS chapter 634.

SECTION 3. (1) As used in this section, "aerial pesticide applicator" means a person engaging in activities that require the person to hold a certificate under ORS 634.128.

(2) **An aerial pesticide applicator may not spray or otherwise apply a pesticide by aircraft to land that the applicator knows or should know is held in the name of the state or a state government entity.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.