

Requested by Senator THOMSEN

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4109**

1 On page 1 of the printed bill, line 4, delete “11” and insert “6”.

2 In line 6, after “of” insert “sections 3 to 6 of”.

3 After line 11, insert:

4 “(3) By rule, the State Department of Agriculture:

5 “(a) Shall establish exceptions to the prohibition in subsection (2) of this  
6 section for aerial application of a pesticide product containing chlorpyrifos  
7 during a quarantine or to stop the spread of an invasive species.

8 “(b) May establish exceptions to the prohibition in subsection (2) of this  
9 section for aerial application of a pesticide product containing chlorpyrifos  
10 to agricultural products intended for export for which there is no alternative  
11 pesticide.”.

12 Delete lines 16 through 18 and insert:

13 **“SECTION 5. (1) As used in this section:**

14 **“(a) ‘Agricultural emergency’ has the meaning given that term in**  
15 **40 C.F.R. 170.603 (c)(1).**

16 **“(b) ‘Restricted-entry interval’ means the time after the end of a**  
17 **pesticide application during which entry into the treated area is re-**  
18 **stricted.**

19 **“(2) The restricted-entry interval for chlorpyrifos is eight days.**

20 **“(3) During the restricted-entry interval for chlorpyrifos, a person**  
21 **that employs a worker shall take steps to ensure that the worker does**

1 **not enter or remain in an area in which chlorpyrifos has been applied,**  
2 **except that the employer may allow the worker to enter or remain in**  
3 **the area during the restricted-area interval:**

4 **“(a) For activities not involving contact with chlorpyrifos, if the**  
5 **employer ensures compliance with the federal worker protection**  
6 **standard adopted in 40 C.F.R. part 170;**

7 **“(b) For short-term activities, if the employer ensures compliance**  
8 **with the federal worker protection standard adopted in 40 C.F.R. part**  
9 **170; or**

10 **“(c) During an agricultural emergency, if the employer ensures**  
11 **compliance with the federal worker protection standard adopted in 40**  
12 **C.F.R. part 170.”.**

13 Delete lines 22 and 23.

14 On page 2, delete lines 1 through 8.

15 In line 9, delete “12” and insert “7”.

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