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ENGROSSED SUBSTITUTE HOUSE BILL 1019

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State of Washington

68th Legislature

2023 Regular Session

**By** House Agriculture and Natural Resources (originally sponsored by Representatives Dent, Chapman, Ryu, Corry, Sandlin, Reeves, Springer, Schmick, and Davis)

READ FIRST TIME 01/31/23.

1 AN ACT Relating to creating the pesticide advisory board; adding  
2 new sections to chapter 17.21 RCW; and creating a new section.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** The legislature finds that agency  
5 decisions related to the regulation of pesticides benefit from robust  
6 community and stakeholder engagement. The legislature intends to  
7 create a formal and permanent advisory board to advise the department  
8 of agriculture on any or all problems relating to the use and  
9 application of pesticides in the state, with the exception of matters  
10 covered by the pesticide application safety committee.

11 NEW SECTION. **Sec. 2.** A new section is added to chapter 17.21  
12 RCW to read as follows:

13 (1) The pesticide advisory board is established to advise the  
14 director on any or all problems relating to the use and application  
15 of pesticides in the state except for matters covered by the  
16 pesticide application safety committee created in RCW 70.104.110,  
17 with members as provided in this subsection.

18 (a) Voting members:

19 (i) One pesticide applicator licensed to operate agricultural  
20 aerial apparatus;

1 (ii) One licensed pest control consultant, or one licensed  
2 pesticide dealer or pesticide dealer manager;

3 (iii) One member representing the agricultural chemical industry;

4 (iv) One agricultural producer;

5 (v) The department's pesticide management division assistant  
6 director or the assistant director's designee;

7 (vi) One toxicologist or pesticide investigations manager from  
8 the department of health;

9 (vii) The department of labor and industries' division of  
10 occupational safety and health assistant director or the assistant  
11 director's designee;

12 (viii) One member representing the environmental community;

13 (ix) One representative from a federally recognized Indian tribe  
14 or an interested tribe that does not regulate pesticides;

15 (x) One farmworker advocate; and

16 (xi) One migrant farmworker.

17 (b) Nonvoting members:

18 (i) The director of the following agencies or the director's  
19 designees:

20 (A) The department of labor and industries;

21 (B) The department of fish and wildlife;

22 (C) The department of ecology; and

23 (D) The liquor and cannabis board;

24 (ii) The commissioner of public lands or the commissioner's  
25 designee;

26 (iii) The commissioner of the employment security department or  
27 the commissioner's designee;

28 (iv) The environmental health specialist from the department of  
29 health;

30 (v) One entomologist in public service;

31 (vi) One toxicologist in public service;

32 (vii) One member from the national pesticide information center;

33 (viii) One pesticide coordinator from Washington State  
34 University;

35 (ix) One agricultural health network advisor from the Pacific  
36 Northwest agricultural safety and health center;

37 (x) The department's pollinator health coordinator, apiarist, or  
38 both;

39 (xi) One commercial beekeeper;

1 (xii) One member representing the United States environmental  
2 protection agency region 10;

3 (xiii) One member representing the department of transportation  
4 with expertise in vegetation management;

5 (xiv) One member representing the noxious weed control board; and

6 (xv) One member representing an organization made up of  
7 agricultural producers, timber producers, and others whose mission  
8 includes supporting the science behind the responsible use of  
9 pesticides in both agriculture and forestry.

10 (2) The director shall appoint each member of the pesticide  
11 advisory board for terms of four years. Members may be appointed for  
12 successive four-year terms at the discretion of the director. The  
13 terms must be staggered so that approximately one-fourth of the terms  
14 expire on June 30th of each calendar year. In making appointments,  
15 the director shall seek nominations from affected agricultural and  
16 environmental groups. The director may remove any member of the  
17 pesticide advisory board prior to the expiration of his or her term  
18 of appointment for cause.

19 (3) The director shall attempt to fill any vacancy on the  
20 pesticide advisory board within 30 days for the remainder of its  
21 term.

22 (4) The director, in consultation with the pesticide advisory  
23 board, shall form work groups that include individuals with the  
24 appropriate expertise to inform the board on issues relating to  
25 specific pesticides or uses. Work groups created under this  
26 subsection may include individuals who are not members of the  
27 pesticide advisory board.

28 NEW SECTION. **Sec. 3.** A new section is added to chapter 17.21  
29 RCW to read as follows:

30 The pesticide advisory board established in section 2 of this act  
31 shall elect a chair from among its membership. The pesticide advisory  
32 board shall meet from time to time at the call of the director, chair  
33 of the board, or a majority of the board.

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