

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 147

Short Title: Monitor Effects of Pesticide Use.

(Public)

Sponsors: Senators Jordan; and Carpenter.

Referred to: Agriculture/Environment/Natural Resources.

February 7, 1995

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO DEVELOP A PROGRAM TO MONITOR THE ENVIRONMENTAL AND BIOLOGICAL EFFECTS OF PESTICIDE USE AND PREPARE AN ANNUAL REPORT OF PESTICIDE-RELATED ILLNESSES, INJURIES, AND DEATHS, AND TO MAKE CERTAIN TECHNICAL CORRECTIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-437 reads as rewritten:

"§ 143-437. Pesticide Board; functions.

The Pesticide Board shall be the governing board for the programs of pesticide management and control set forth in this Article. The Pesticide Board shall have the following powers and duties under this Article shall:

- (1) ~~To adopt~~ Adopt rules and regulations and make policies for the programs set forth in this Article.
- (2) ~~To carry out a program of planning, environmental and biological monitoring, and of investigation into long range needs and problems concerning pesticides.~~
- (3) ~~To collect,~~ Collect, analyze and disseminate information necessary for the effective operation of the programs set forth in this Article.

- 1 (4) ~~To provide~~ Provide professional advice to public and private agencies
2 and citizens of the State on matters relating to pesticides, in cooperation
3 with other State agencies, with professional groups, and with North
4 Carolina State University and other educational institutions.
- 5 (5) ~~To accept~~ Accept gifts, devises and bequests, and
6 with the approval of the Governor ~~to~~ apply for and accept grants from the
7 federal government and its agencies and from any foundation,
8 corporation, association, or individual, and ~~may~~ comply with the terms,
9 conditions and limitations of the grant, in order to accomplish any of the
10 purposes of the Board, ~~such~~ and expend grant funds ~~to be expended~~
11 pursuant to the Executive Budget Act.
- 12 (6) ~~To inform~~ Inform and advise the Governor on matters involving
13 pesticides, and ~~to~~ prepare and recommend to the Governor and the
14 General Assembly any legislation which may be deemed proper for the
15 management and control of pesticides in North Carolina.
- 16 (7) ~~To make~~ Make annual reports to the Governor and ~~to~~ make such other
17 investigations and reports as may be requested by the Governor or the
18 General Assembly.
- 19 (8) ~~To exempt~~ Exempt any federal or State agency from any provision of
20 this Article if it is determined by the Board that emergency conditions
21 exist which require exemption."

22 Sec. 2. Article 52 of Chapter 143 of the General Statutes is amended by
23 adding a new section to read:

24 "**§ 143-437.1. Environmental and biological monitoring.**

25 The Department of Environment, Health, and Natural Resources shall:

- 26 (1) Develop a long-range plan and implement a program to monitor the
27 environmental and biological effects of pesticide use.
- 28 (2) No later than January 1, 1996, report its progress in developing this plan
29 and program to the Environmental Review Commission.
- 30 (3) Maintain a registry of all illnesses, injuries, and deaths that are
31 associated with pesticide use.
- 32 (4) Beginning January 1, 1997, and annually thereafter, report to the
33 Environmental Review Commission and to the State Health Director the
34 environmental and biological effects of pesticide use in North Carolina
35 and all illnesses, injuries, and deaths that are associated with pesticide
36 use."

37 Sec. 3. This act is effective upon ratification.