THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

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MDAR
MASSACHUSETTS DEPARTMENT OF AGRICULTURAL RESOURCES

| Maura T. Healey | Kimberley Driscoll | Rebecca L. Tepper | Ashley E. Randle |
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| GOVERNOR | LIEUTENANT GOVERNOR | SECRETARY | COMMISSIONER |


# CONSERVATIONIST PESTICIDE ADVISORY COUNCIL MEETING MINUTES

**Date:** June 13, 2025

## A. ROLL CALL

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| Kimberly Pearson, Brewster Natural Resources Advisory Commission | Present |
| Clint Richmond, Sierra Club | Present |
| Regina LaRocque, MGH Center for Environment and Health | Absent |
| Rosemary Malfi, Xerces Society | Present |
| Kristin Andres, Association of Preserve Cape Cod | Absent |

The Conservationist Pesticide Advisory Council ("Council") did meet or exceed the minimum number three (3) of members present to form a quorum and conduct business.

## DOCUMENT(S) PRESENTED:

None

## B. NOTIFICATION REQUIREMENTS

R. Malfi suggested that the Council review 333 CMR 13.08 (Applications made indoors) again since C. Richmond was not present at the last meeting. T. LaScola reminded the Council that there will be a presentation by an individual from the New England Pest Management Association ("NEMPA") at the July meeting to address any questions that were raised about rodenticides at the last meeting. The following items were discussed.

- Rodenticide Bait Stations: The Council has a question about how companies notify the contracting entity about where the placement of bait stations are. It was asked that this be brought up at the next meeting with NEMPA. The Council will recommend that it be required to put labels on the outside of the bait station when the station is placed outside.
- Indoor vs. Outdoor Structural Pest Control Requirements: T. LaScola stated that while the are no specific outdoor regulations for structural pest control, she believed that the companies apply the indoor requirements when making applications outdoors. It was noted that this should also be discussed at the July meeting with NEMPA.
- Pre-Notification to Residents: The Council had no issues with this requirement
- Consumer Information Bulletins ("CIB"): T. LaScola stated that anyone that is living in a space where a pesticide is appliced receives a CIB. She noted that there is a separate CIB for Building Managers and Landlords.
- Pre-Notification to Individuals that are Not the Contracting Entity: C. Richmond asked if this applies to fumigation and specific preparation. T. LaScola stated that it does apply for fumigation.

- Sign Posting in General/Public Areas Waiver: The Council noted that MDAR does not have the authority to regulate a landlord/building manager but that other entities may. It was suggested that industry be asked if this is something that is being used.
- Non-Residential Building: The Council discussed how multi use buildings would fall under this term. T. LaScola stated that the term "Non-Residential" Building has never posed any issues/concerns in the past. She also pointed out that the regulations have certain requirements for residential "units" versus residential buildings.
- Notification in Public Buildings: There was discussion about how an individual gets notified of pesticide applications in a public building. T. LaScola cited 333 CMR 13.08(1) which states that an applicator should take all necessary steps to avoid making an application where people are present. C. Richmond stated that he believed that people that occupy the public space should be pre-notified that a pesticide application is going to take place.
- Information That is Provided Upon Request: There was discussion about the information that is on a pesticide label information versus the Safety Data Sheet.
- Waiver of Pre-Notification: T. LaScola stated that to waive the pre-notification requirement, there are certain things that need to be followed and documented. She stated that she did not think this was used very often and that an "emergency" could include stinging insects if someone has an allergy.

R. Malfi stated that she would incorporate the comments into the recommendations and then it could be finalized at the July or August meeting. The Council agreed.

**E. NEW BUSINESS**

C. Richmond asked if there were going to be any other scheduled pesticide meetings. T. LaScola stated that the next Pesticide Board meeting is scheduled for July 29th, and the Pesticide Board Subcommittee meetings will begin again and will be held on the third Tuesday of every month.

R. Malfi asked if a product(s) becomes state restricted if that impacts the revenue source/fees. T. LaScola stated that if the manufacturer still wants the product to be registered in the state, then it would not affect the registration fees/revenue. If the manufacturer no longer wanted the product to be sold in MA because it was restricted, then it would.

C. Richmond asked how the state groundwater list was managed. T. LaScola stated the groundwater list would fall under the 333 CMR 12.00. He additionally asked about whether a federal rule to take authority from the states would affect the groundwater list. T. LaScola stated that they it would depend on how something was written as to how something may or may not affect the states.

**F. ADJOURN**

**Motion to Adjourn:** K.Pearson
**Second:** R. Malfi
**In Favor:** All