



AGENCY OF AGRICULTURE, FOOD & MARKETS

Public Health & Agricultural Resource Management Division

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January 17, 2023

Hon. Mark MacDonald, Chair
Legislative Committee on
Administrative Rules
Vermont State House
Montpelier, Vermont 05602

Amendments to Final Proposed Rule

Dear Chairperson MacDonald and Members:

As required under rulemaking procedures, the Agency of Agriculture, Food and Markets is providing this letter to explain changes made since the last filing of the final proposed rule. The changes are provided below with language alterations underlined.

Section 5.

Section 5.02(l) has been amended to replace the word “preventive” with “preventative”.

Section 6.

Section 6.05(f)(6) has been amended to fix a cross section reference error and now reads, “Maintenance of records and reports of pesticide application as provided in subsection 6.05(f) shall exempt a golf course or certified applicator employed by a golf course from the reporting requirements of Sections 8.02, 8.04, and 8.07.”

Section 6.07(e) has been amended to read, “Prior to the issuance of any permit for aerial or truck-mounted pesticide application, the Secretary shall consult with the Department of Health to evaluate whether issuing the permit would cause a significant public health risk. As used in this Section, “significant public health risk” means a public health risk of such magnitude that the Commissioner or a local health officer has reason to believe that it must be mitigated. The risk’s magnitude is assessed by evaluating the characteristics of the public health hazard, the degree of exposure to it, and the circumstances of exposure.”