

House BILL NO. 515

INTRODUCED BY

Neil Brunyer

BY REQUEST OF THE NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING THE STATE AND ITS POLITICAL SUBDIVISIONS FROM ADMINISTERING THE WORKER PROTECTION STANDARDS ESTABLISHED BY THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1. Federal worker protection standards -- state administration prohibited.**

The state and its political subdivisions may not administer any worker protection educational, training, compliance, or enforcement programs established by 40 CFR, part 156, subpart K, or 40 CFR, part 170, of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended.

NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an

integral part of Title 80, chapter 8, part 1, and the provisions of Title 80, chapter 8, part 1, apply to [section 1].

NEW SECTION. **Section 3. Effective date.** [This act] is effective July 1, 1995.

-END-

STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0515, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An act exempting the state and its political subdivisions from administering the Worker Protection Standards established by the Federal Insecticide, Fungicide, and Rodenticide Act.

ASSUMPTIONS:

1. Effective July 1, 1995, EPA will be responsible for the administration of the farm Worker Protection Standards program in the state.
2. The Executive Budget recommendation for the Department of Agriculture included a \$300,000 EPA grant as a new proposal. One of the grant objectives was to complete the implementation of the pesticides workers protection program. The Natural Resource and Commerce Joint Subcommittee rejected the proposal.
3. The personal services reduction new proposal for the Department of Agriculture contained the reduction of 5.00 FTE and vacancy savings. Of the 5.00 FTE, three positions were agricultural specialist supported with \$94,577 in FY96 and \$94,856 in FY97 of FPRA Market Service funds. The new proposal was approved by the Natural Resource and Commerce Joint Subcommittee, and all five positions will be removed from the budget recommendation.
4. In addition to the reduction of the positions supported with FPRA Market Service funds, associated operating expenses of \$13,266 in FY96 and \$12,987 in FY97 will be reduced from the budget recommendation.
5. The total 1997 biennium reduction is \$518,686.

FISCAL IMPACT:

	<u>FY96</u>	<u>FY97</u>
	<u>Difference</u>	<u>Difference</u>
<u>Expenditures:</u>		
Operating Expenses	(13,266)	(12,987)
<u>Revenue:</u>		
FPRA Market Service (03)	(13,266)	(12,987)
<u>Net Impact:</u>	0	0

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

EPA will administer worker protection standards with state assistance.

David Lewis 2-16-95
 DAVID LEWIS, BUDGET DIRECTOR DATE
 Office of Budget and Program Planning

Roger DeBruycker 2-17-95
 ROGER DEBRUYCKER, PRIMARY SPONSOR DATE

Fiscal Note for HB0515, as introduced
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