

Introduced by: Councilmember Clarke, *Henry, Barwell, edon* DORSEY, *Bullock*

Prepared by: Department of Legislative Reference

Date: September 11, 2018

RESOLUTION

Referred to: _____ Committee

*Pinkett
Madhokan
Sreed,
Pisinger
Jub
stones*

Also referred for recommendation and report to municipal agencies listed on reverse.

CITY COUNCIL 18-0102R

A RESOLUTION ENTITLED

A COUNCIL RESOLUTION concerning

Request for Federal Action – Farm Bill Conference Committee - Rejection of the 2018 Farm Bill's Amendment Preempting Local Regulation of Pesticides

FOR the purpose of calling on members of the United States House of Representatives & United States Senate Farm Bill Conference Committee to reject the 2018 Farm Bill's amendment to Section 24(a) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136v(a)) that preempts localities' rights to regulate pesticides in their communities.

Paul H. [Signature] *Shawn [Signature]* *Margaret [Signature]*

Ryan Dorsey *[Signature]* *[Signature]*

[Signature] *[Signature]* *[Signature]*

Robert Stokes

****The introduction of an Ordinance or Resolution by Councilmembers at the request of any person, firm or organization is a courtesy extended by the Councilmembers and not an indication of their position.**

Agencies

_____	Baltimore City Public School System
_____	Baltimore Development Corporation
_____	City Solicitor
_____	Comptroller's Office
_____	Department of Audits
_____	Department of Finance
_____	Department of General Services
_____	Department of Housing and Community Development
_____	Department of Human Resources
_____	Department of Planning
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Department of Public Works
_____	Department of Real Estate
_____	Department of Recreation and Parks
_____	Department of Transportation
_____	Fire Department
_____	Health Department
_____	Mayor's Office of Employment Development
_____	Mayor's Office of Human Services
_____	Mayor's Office of Information Technology
_____	Office of the Mayor
_____	Police Department
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Board of Estimates
_____	Board of Ethics
_____	Board of Municipal and Zoning Appeals
_____	Comm. for Historical and Architectural Preservation
_____	Commission on Sustainability
_____	Employees' Retirement System
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Environmental Control Board
_____	Fire & Police Employees' Retirement System
_____	Labor Commissioner
_____	Parking Authority Board
_____	Planning Commission
_____	Wage Commission
_____	Other: _____
_____	Other: _____
_____	Other: _____

Boards and Commissions

**CITY OF BALTIMORE
COUNCIL BILL 18-0102R
(Resolution)**

Introduced by: Councilmembers Clarke, Henry, Burnett, Cohen, Dorsey, Bullock, Pinkett,
Middleton, Sneed, Reisinger, Stokes, Scott
Introduced and adopted: September 17, 2018

A COUNCIL RESOLUTION CONCERNING

**Request for Federal Action – Farm Bill Conference Committee - Rejection of the 2018
Farm Bill’s Amendment Preempting Local Regulation of Pesticides**

FOR the purpose of calling on members of the United States House of Representatives & United States Senate Farm Bill Conference Committee to reject the 2018 Farm Bill’s amendment to Section 24(a) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136v(a)) that preempts localities’ rights to regulate pesticides in their communities.

Recitals

The United States House of Representatives passed its 2018 Farm Bill in June. This Bill included an amendment to FIFRA that preempts localities’ rights to regulate pesticides in their communities. Members of the United States House of Representatives & United States Senate Farm Bill Conference Committee are now trying to create a final version of the 2018 Farm Bill before September ends. In a last minute appeal, the Baltimore City Council requests that the Conference Committee reject the amendment to FIFRA regarding preemption of local pesticide regulation.

In Maryland, local jurisdictions can regulate the use of pesticides in their communities. The 2018 Farm Bill’s amendment to Section 24(a) of FIFRA ignores the policy of Maryland and the power of local jurisdictions to protect the health and well being of our citizens. The Maryland legislature, in the 1990s, chose to allow localities to regulate pesticides. The state legislators understood that pesticides should be regulated by local authorities - those who know the needs of their communities best.

Baltimore City cares about protecting its residents from potentially harmful pesticides. The City has educated its Department of Recreation & Park’s staff to not use pesticides on almost 6,000 acres of parkland within City boundaries. No pesticides are used on the 17,000 plus acres that surround the three water supply reservoirs in Baltimore and Carroll Counties.

Baltimore City is also proud to maintain Canton Waterfront Park with pesticide-free land care. Baltimore City achieved this in partnership with the Pesticides & The Chesapeake Bay Watershed Project, a group with project stakeholders including scientists, waterkeepers, and representatives of the agricultural community.

Citizens in other jurisdictions are equally passionate about local governance of potentially harmful pesticides. Montgomery County passed an ordinance in 2015 that restricted the use of toxic pesticides in that community. The County lost a circuit court battle against a pesticide industry group in 2016, but are appealing that decision, with huge community support behind

EXPLANATION: Underlining indicates matter added by amendment.
~~Strike-out~~ indicates matter deleted by amendment.

Council Bill 18-0102R

1 them, to the Maryland Court of Special Appeals. Montgomery County is backed by local groups
2 such as the Central Maryland Beekeepers Association, Chesapeake Physicians for Social
3 Responsibility, and Maryland PIRG.

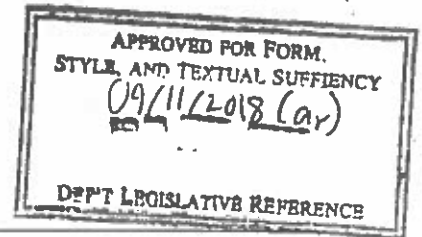
4 A movement is growing in Baltimore City for “clean air” and the reduction of unhealthy
5 emissions, including the effect of harmful pesticides on public health, as demonstrated by the
6 City’s policies in so many public park and reservoir acreage it controls.

7 Now is the wrong era in which to lose the local authorization to adopt measures coming to
8 public attention which prevent harm to the health of our citizens.

9 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That the
10 Baltimore City Council requests members of the United States House of Representatives &
11 United States Senate Farm Bill Conference Committee to vote against the 2018 Farm Bill’s
12 amendment that would preempt the right of localities to regulate pesticides in their communities.

13 **AND BE IT FURTHER RESOLVED,** That a copy of this Resolution be sent to the Chair and the
14 ranking member of the House Committee on Agriculture, the Chair and the ranking member of
15 the Senate Committee on Agriculture, Nutrition, & Forestry, the Maryland Congressional
16 Delegation, and the Mayor’s Legislative Liaison to the Baltimore City Council.

INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL _____ R
(Resolution)



Introduced by: Councilmember Clarke

A RESOLUTION ENTITLED

A COUNCIL RESOLUTION concerning

Request for Federal Action – Farm Bill Conference Committee - Rejection of the 2018 Farm Bill’s Amendment Preempting Local Regulation of Pesticides

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* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

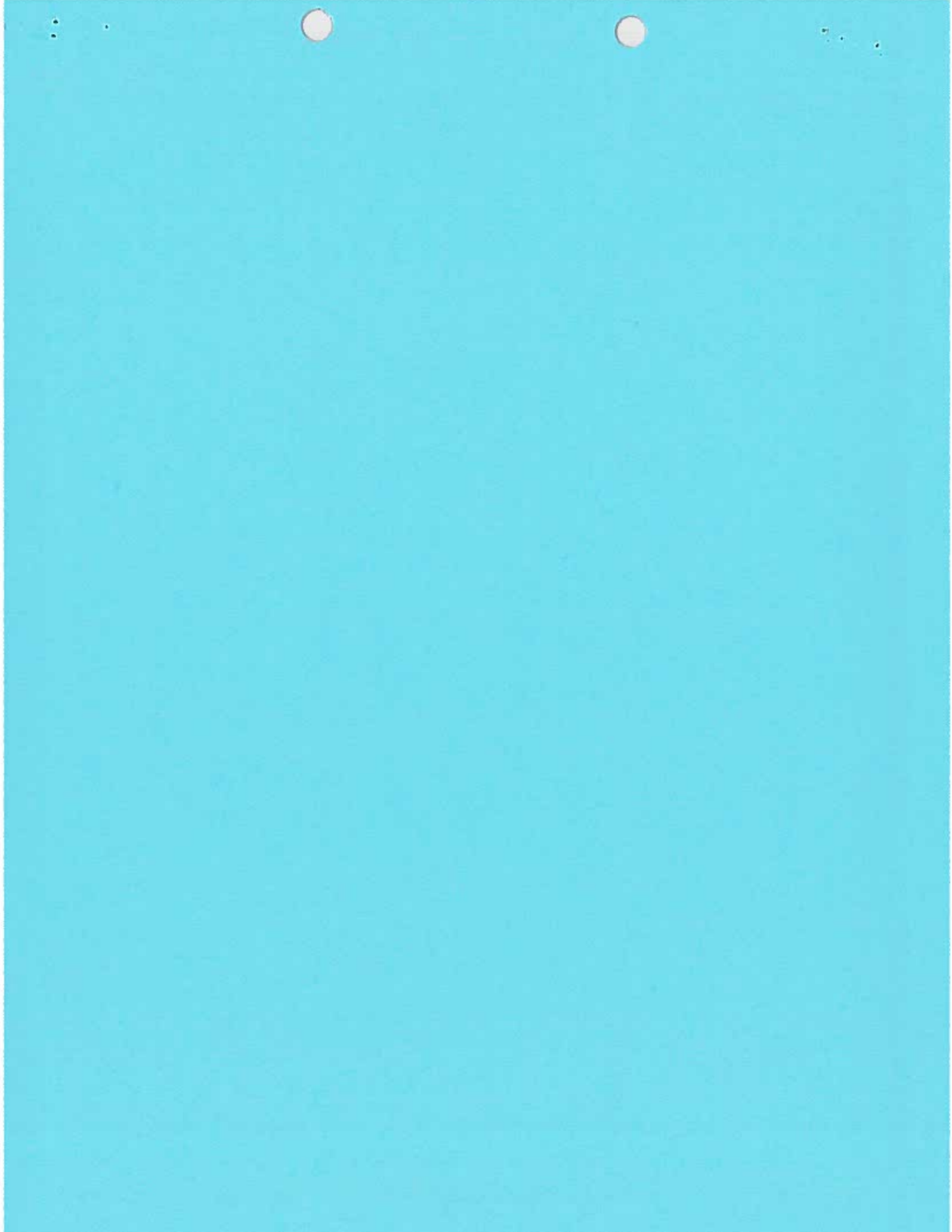
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AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Chair and the ranking member of the House Committee on Agriculture, the Chair and the ranking member of the Senate Committee on Agriculture, Nutrition, & Forestry, the Maryland Congressional Delegation, and the Mayor’s Legislative Liaison to the Baltimore City Council.



ACTION BY THE CITY COUNCIL

SEP 17 2018

FIRST READING (INTRODUCTION) _____ 20 _____

PUBLIC HEARING HELD ON _____ 20 _____

COMMITTEE REPORT AS OF _____ 20 _____

_____ FAVORABLE _____ UNFAVORABLE _____ FAVORABLE AS AMENDED _____ WITHOUT RECOMMENDATION

Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

_____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING _____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (ENROLLED) _____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (RE-ENROLLED) _____ 20 _____

WITHDRAWAL _____ 20 _____

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.

President

Chief Clerk