

**AMENDMENTS TO COUNCIL BILL 20-0495
(1st Reader Copy)**

By: Health Committee
{To be offered on the Council Floor}

Amendment No. 1 {Clarification regarding neonicotinoid prohibition - outdoor applications only}

On page 12, in line 24, after “ON”, insert “OUTDOOR”; and, on that same page, in line 26, strike “AGRICULTURAL USE” and substitute “EXCEPTIONS”; and, on that same page, strike “WHILE ENGAGED IN AGRICULTURE.” and substitute a colon; and, on that same page, after line 28, insert:

“(1) WHILE ENGAGED IN AGRICULTURE; OR

(2) IN A COMPLETELY INDOOR AND ENCLOSED AREA, SUCH AS A GREENHOUSE OR A CONSERVATORY.”.

Amendment No. 2 {Providing for Glyphosate use within a Recreation & Parks Integrated Vegetation Management Plan}

On page 12, in line 5, strike “BY THE COMMISSIONER”; and, on that same page, in line 6, strike “USE” and substitute “USES”; and, on that same page, at the beginning of line 7, insert “(1)”; and, on that same page, after line 10, insert:

“(2) (i) THE DEPARTMENT OF RECREATION AND PARKS MAY ENGAGE IN THE LIMITED USE AND APPLICATION OF GLYPHOSATE SUBJECT TO A WRITTEN INTEGRATED VEGETATION MANAGEMENT PLAN THAT DETAILS:

(A) THE LOCATIONS OF GLYPHOSATE USE AND APPLICATION;

(B) THE NECESSITY FOR GLYPHOSATE USE AND APPLICATION IN THOSE LOCATIONS; AND

(C) ANY PREVENTIVE OR MITIGATIVE MEASURES UNDERTAKEN TO PROTECT THE HEALTH AND SAFETY OF THOSE WITHIN THE VICINITY OF THE GLYPHOSATE USE AND APPLICATION.

(II) ANY INTREGRATED VEGETATION MANAGEMENT PLAN THAT INCLUDES THE USE AND APPLICATION OF GLYPHOSATE SHALL BE SUBMITTED TO THE COMMISSIONER PRIOR TO ANY USE AND APPLICATION.”.

Amendment No. 3 {Biennial joint reporting by Health & Sustainability}

On page 1, in line 4, after the first semi-colon, insert “requiring certain biennial agency reports;” and, on page 6, after line 31, insert:

“§ 19-105. BIENNIAL REPORTS.

(A) IN GENERAL.

NO LATER THAN JUNE 30 OF EACH ODD-NUMBERED YEAR, THE DEPARTMENT AND THE BALTIMORE CITY OFFICE OF SUSTAINABILITY SHALL JOINTLY SUBMIT A REPORT TO THE MAYOR AND CITY COUNCIL THAT MAKES RECOMMENDATIONS ON WHETHER ANY LEGISLATIVE CHANGES OR UPDATES ARE NECESSARY FOR THE PROPER ADMINISTRATION AND IMPLEMENTATION OF THIS TITLE.

(B) SPECIFIC PESTICIDES.

THE REPORT REQUIRED BY THIS SECTION SHALL INCLUDE AN ASSESSMENT, RELYING ON AVAILABLE SCIENTIFIC DATA, REGARDING:

- (1) WHETHER ANY ADDITIONAL PESTICIDES POSE A SIGNIFICANT THREAT TO THE HEALTH OF THE CITIZENS OF BALTIMORE OR THE ENVIRONMENT; AND
- (2) WHETHER THOSE PESTICIDES SHOULD BE INCLUDED WITHIN THIS TITLE’S SPECIFIC PESTICIDE PROHIBITIONS.”.

Amendment No. 4 {Striking Subtitle 2}

On page 1, in line 4, strike beginning with “requiring” down through and including the first semi-colon in line 6; and, on pages 6 through 9, strike in their entirety the lines beginning with line 32 on page 6 down through and including line 17 on page 9 and substitute “**SUBTITLE 2. {RESERVED}**”.

DRAFTER’S NOTE: This amendment proposes to strike the entirety of “Subtitle 2. Pesticide Sign and Notice Requirements” as proposed. This would include proposed §§ 19-201 {“Retail purchase of pesticide”}; 19-202 {“Notice to customers”}; and 19-203 {“Markers: Post-application by a property owner or tenant”}.

Amendment No. 5 {Effective date}

On page 14, in line 16, strike “180 days after the date it is enacted” and substitute “on July 1, 2022”.

Amendment No. 6 {Providing for an exception to comply with the Building Code}

On page 11, after line 20, insert “(8) COMPLY WITH § 3314 {“RODENTICIDE PROCEDURE”} OF THE CITY BUILDING, FIRE, AND RELATED CODES ARTICLE;” and, on that same page, in lines 21 and 22, strike “(8)” and “(9)”, respectively, and substitute “(9)” and “(10)” respectively.

Amendment No. 7 {Exempting BCPSS properties from the scope of the pesticide ban}

On page 10, after line 25, insert:

“19-301.1. SCOPE OF SUBTITLE - BALTIMORE CITY PUBLIC SCHOOL SYSTEM PROPERTIES.

NOTHING IN THIS SUBTITLE APPLIES TO ANY PROPERTY THAT IS USED AND MAINTAINED BY THE BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS.”.

Amendment No. 8 {Clarification of definitions recommended by the Law Department}

On page 3, after line 10, insert “(1) IN GENERAL.”; and, on that same page, in lines 12 and 13, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and, on that same page, after line 13, insert:

“(2) EXCLUSIONS.

“LAWN” DOES NOT INCLUDE:

(I) A PLAYING FIELD AS DEFINED IN § 19-301 OF THIS TITLE;

(II) A GOLF COURSE;

(III) A GARDEN; OR

(IV) A TREE OR SHRUB.”;

and, on page 10, after line 20, insert “(1) IN GENERAL.”; and, on that same page, in lines 22 and 24, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and, on that same page, after line 25, insert:

“(2) EXCLUSIONS.

“PLAYING FIELD” DOES NOT INCLUDE ANY ARTIFICIAL SURFACE SUCH AS ASTRO-TURF OR CONCRETE.”.

Amendment No. 9 {Citations only issued after written warning}

On page 13, after line 14, insert:

“(D) WRITTEN WARNING REQUIRED.

A CITATION UNDER THIS SECTION MAY ONLY BE ISSUED AFTER THE ISSUANCE OF A WRITTEN WARNING.”.