

# ASSEMBLY, No. 2085

## STATE OF NEW JERSEY 221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

**Sponsored by:**

**Assemblyman JAMES J. KENNEDY**

**District 22 (Somerset and Union)**

**Assemblyman CHRIS TULLY**

**District 38 (Bergen)**

**SYNOPSIS**

Prohibits use of chlorpyrifos insecticide.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 5/2/2024)

1 AN ACT prohibiting the use of chlorpyrifos and amending P.L.1971,  
2 c.176.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

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7 1. Section 4 of P.L.1971, c.176 (C.13:1F-4) is amended to read  
8 as follows:

9 4. a. (1) The commissioner shall have the power to formulate  
10 and promulgate, amend and repeal orders, rules and regulations  
11 prohibiting, conditioning and controlling the sale, purchase,  
12 transportation, labeling, use and application, or any thereof, of  
13 pesticides which cause or may tend to cause adverse effects on man  
14 or the environment by any person within this State. State rules and  
15 regulations with respect to the labeling of any pesticide, the labeling  
16 of which is prescribed by Federal law and regulations, shall to the  
17 extent practicable conform to the Federal requirements.

18 (2) Notwithstanding the provisions of paragraph (1) of this  
19 subsection, or any rules or regulations promulgated pursuant  
20 thereto, to the contrary, the sale, purchase, use, and application of  
21 chlorpyrifos shall be prohibited.

22 b. In addition to any other training and licensing requirements  
23 established by the commissioner pursuant to P.L.1971, c.176  
24 (C.13:1F-1 et seq.), a person seeking certification and licensing as a  
25 pesticide applicator or a commercial pesticide operator shall be  
26 required to complete a continuing education or training course,  
27 approved by the department, concerning the impact of pesticides on  
28 pollinating bees.

29 For the purposes of this subsection, "pollinating bee" means any  
30 bee that causes a plant to make fruits or seeds by transferring pollen  
31 from a plant anther to a plant stigma, resulting in fertilization.  
32 (cf: P.L.2017, c.296, s.1)

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34 2. This act shall take effect on the first day of the seventh  
35 month following the date of enactment.

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#### STATEMENT

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40 This bill would prohibit the sale, purchase, use, and application  
41 of the insecticide chlorpyrifos. This prohibition would take effect  
42 on the first day of the seventh month after the bill is enacted into  
43 law.

44 Exposure to chlorpyrifos has been linked to many negative  
45 health effects in humans, including neurological defects,

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 developmental disorders, and autoimmune disorders. Exposure also  
2 poses special risk to pregnant women, even in small doses, as the  
3 chemical may retard the mental development of a fetus.  
4 In New Jersey, chlorpyrifos is currently regulated as a “restricted  
5 use” insecticide, which means that it “can be purchased and/or used  
6 only by certified and licensed responsible pesticide applicators or  
7 used only by persons working under their direct supervision.”  
8 N.J.A.C.7:30-2.10. Despite these restrictions and the negative  
9 implications for public health that are associated with chlorpyrifos  
10 exposure, the chemical is still widely used. This bill would  
11 promote the health and safety of the people of the State by  
12 protecting them from this harmful chemical.