



General Assembly

Substitute Bill No. 6921

January Session, 2005

* HB06921HS 050905 *

**AN ACT CONCERNING PESTICIDES AT PRESCHOOLS,
ELEMENTARY SCHOOLS, AND DAY CARE FACILITIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 10-231a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2005*):

3 As used in sections 10-231b to 10-231d, inclusive, [and section 19a-
4 79a,] "pesticide" means a fungicide used on plants, an insecticide, a
5 herbicide or a rodenticide but does not mean a lawn care pesticide,
6 sanitizer, disinfectant, antimicrobial agent or a pesticide bait, and
7 "lawn care pesticide" means a pesticide registered by the United States
8 Environmental Protection Agency and labeled pursuant to the federal
9 Insecticide, Fungicide and Rodenticide Act for use in lawn, garden and
10 ornamental sites or areas.

11 Sec. 2. Section 10-231b of the general statutes is repealed and the
12 following is substituted in lieu thereof (*Effective July 1, 2005*):

13 (a) [On and after July 1, 2000, no] No person, other than a pesticide
14 applicator with supervisory certification under section 22a-54 or a
15 pesticide applicator with operational certification under section 22a-54
16 under the direct supervision of a supervisory pesticide applicator, may
17 apply pesticide within any building or on the grounds of any school,
18 other than a regional vocational agriculture center. This section shall

19 not apply in the case of an emergency application of pesticide to
20 eliminate an immediate threat to human health where it is impractical
21 to obtain the services of any such applicator provided such emergency
22 application does not involve a restricted use pesticide, as defined in
23 section 22a-47.

24 (b) No person shall apply a lawn care pesticide on the grounds of
25 any public or private preschool or elementary school. This section shall
26 not apply in the case of an emergency application of a lawn care
27 pesticide to eliminate an immediate threat to human health, as
28 determined by the local health director, the Commissioner of Public
29 Health or the Commissioner of Environmental Protection, or in the
30 case of a public elementary school, the school superintendent.

31 Sec. 3. Section 19a-79a of the general statutes is repealed and the
32 following is substituted in lieu thereof (*Effective July 1, 2005*):

33 (a) As used in this section, "pesticide" means a fungicide used on
34 plants, an insecticide, an herbicide or a rodenticide but does not mean
35 a lawn care pesticide, sanitizer, disinfectant, antimicrobial agent or a
36 pesticide bait, and "lawn care pesticide" means a pesticide registered
37 by the United States Environmental Protection Agency and labeled
38 pursuant to the federal Insecticide, Fungicide and Rodenticide Act for
39 use in lawn, garden and ornamental sites or areas.

40 (b) [On and after July 1, 2000, no] No application of pesticide may be
41 made in any building or on the grounds of any child day care center,
42 group day care home or family day care home, each as described in
43 section 19a-77, during regular business hours except that an
44 emergency application may be made to eliminate an immediate threat
45 to human health if (1) it is necessary to make the application during
46 regular business hours and (2) such emergency application does not
47 involve a restricted use pesticide, as defined in section 22a-47. No
48 child enrolled at such center or home may enter an area where
49 pesticides have been applied until it is safe to do so according to the
50 provisions on the pesticide label.

51 (c) No person shall apply a lawn care pesticide on the grounds of
52 any child day care center or group day care home, as described in
53 section 19a-77, as amended, except that an emergency application may
54 be made to eliminate an immediate threat to human health, as
55 determined by the local health director or the Commissioner of Public
56 Health or the Commissioner of Environmental Protection.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2005	10-231a
Sec. 2	July 1, 2005	10-231b
Sec. 3	July 1, 2005	19a-79a

ED Joint Favorable Subst.

ENV Joint Favorable

HS Joint Favorable