



General Assembly

**Substitute Bill No. 6921**

January Session, 2005

\*          HB06921PH          051605          \*

**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 Section 10-231a of the general statutes is repealed and the  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 Section 10-231b of the general statutes is repealed and the  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 Section 19a-79a of the general statutes is repealed and the  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*

**PH**      *Joint Favorable*