



General Assembly

January Session, 2005

Committee Bill No. 916

LCO No. 4810

04810SB00916ENV

Referred to Committee on Environment

Introduced by:
(ENV)

AN ACT CONCERNING PESTICIDES AT 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 Section 10-231a of the general statutes is repealed and the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 October 1, 2005*):

3 As used in sections 10-231b to 10-231d, inclusive, as amended by
4 this act, [and section 19a-79a,] "pesticide" means a fungicide used on
5 plants, an insecticide, a herbicide or a rodenticide but does not mean a
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 Section 10-231b of the general statutes is repealed and the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 October 1, 2005*):

13 (a) On and after July 1, 2000, 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 elementary school. This section shall not apply in
26 the case of an emergency application of a lawn care pesticide to
27 eliminate an immediate threat to human health, including, but not
28 limited to, the elimination of mosquitoes, ticks and stinging insects,
29 provided such emergency application does not involve a restricted use
30 pesticide, as defined in section 22a-47.

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 Section 19a-79a of the general statutes is repealed and the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

33 (a) As used in this section, "pesticide" means a fungicide used on
34 plants, an insecticide, a herbicide or a rodenticide but does not mean a
35 sanitizer, disinfectant, antimicrobial agent or a pesticide bait, and
36 "lawn care pesticide" means a pesticide registered by the United States
37 Environmental Protection Agency and labeled pursuant to the federal
38 Insecticide, Fungicide and Rodenticide Act for use in lawn, garden and
39 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 child
48 enrolled at such center or home may enter an area where pesticides
49 have been applied until it is safe to do so according to the provisions
50 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, except that an emergency application may be made to
54 eliminate an immediate threat to human health, including, but not
55 limited to, the elimination of mosquitoes, ticks and stinging insects,
56 provided such emergency application does not involve a restricted use
57 pesticide, as defined in section 22a-47.

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

Statement of Purpose:

To prohibit the application of lawn care pesticides on the grounds of any public or private school and any child day care center or group day care home, except to eliminate an immediate threat to human health.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. MEYER, 12th Dist.; REP. MIOLI, 136th Dist.
REP. WILLIS, 64th Dist.; REP. MUSHINSKY, 85th Dist.
REP. WIDLITZ, 98th Dist.

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