

# House Study Bill 263

## Conference Committee Text

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1 1 Section 1. Section [206.19](#), subsection 3, Code 1995, is  
1 2 amended to read as follows:  
1 3 3. Determine in cooperation with municipalities, the  
1 4 proper notice to be given by a commercial or public applicator  
1 5 to occupants of adjoining properties in urban areas prior to  
1 6 or after the exterior application of pesticides, and establish  
1 7 a schedule to determine the periods of application least  
1 8 harmful to living beings

~~1 9 , and adopt rules to implement these~~

1 9

~~1 10 provisions~~

~~1 11 The rules shall provide that a commercial or~~  
1 12 public applicator must provide notice only if an occupant  
1 13 requests that the commercial or public applicator provide the  
1 14 occupant notice in writing in a timely manner prior to the  
1 15 application. The request shall include the name and address  
1 16 of the occupant, a telephone number of a location where the  
1 17 occupant may be contacted during normal business hours, and  
1 18 the address of each property that adjoins the occupant's  
1 19 property. The notification shall expire on December 31 of  
1 20 each year, or the date when the occupant no longer occupies  
1 21 the property, whichever is earlier. Municipalities shall  
1 22 cooperate with the department by reporting infractions and in  
1 23 implementing this subsection.

### EXPLANATION

1 24 This bill amends section 206.19 which in part provides that  
1 25 the department of agriculture and land stewardship must  
1 26 cooperate with municipalities to provide notice by commercial  
1 27 and public applicators to occupants of adjoining properties in  
1 28 urban areas prior to or after the exterior application of  
1 29 pesticides. The bill requires departmental rules to provide  
1 30 that a commercial or public applicator must provide notice  
1 31 only if an occupant requests that the commercial or public  
1 32 applicator provide the occupant notice in writing in a timely  
1 33 manner prior to the application. The request shall include  
1 34 the name and address of the occupant, a telephone number of a  
1 35 location where the occupant may be contacted during normal  
2 1 business hours, and the address of each property that adjoins  
2 2 the occupant's property. The notification shall expire on  
2 3 December 31 of each year, or the date when the occupant no  
2 4 longer occupies the property, whichever is earlier.

2 5 LSB 2344HC 76

2 6 da/sc/14