

Requested by Representative HUDSON

**PROPOSED AMENDMENTS TO
HOUSE BILL 2679**

1 On page 1 of the printed bill, delete lines 5 through 28.

2 On page 2, delete lines 1 through 8 and insert:

3 **“SECTION 2. (1) As used in this section:**

4 **“(a)(A) ‘Controlled neonicotinoid pesticide’ means a pesticide that**
5 **contains a chemical belonging to the neonicotinoid class of chemicals,**
6 **including acetamiprid, clothianidin, dinotefuran, imidacloprid,**
7 **nitenpyram, nithiazine, thiacloprid, thiamethoxam or any other**
8 **chemical designated by the State Department of Agriculture by rule**
9 **as belonging to the neonicotinoid class of chemicals.**

10 **“(B) ‘Controlled neonicotinoid pesticide’ does not include:**

11 **“(i) A pet care product;**

12 **“(ii) A veterinary product;**

13 **“(iii) An indoor pest control product;**

14 **“(iv) A personal care product;**

15 **“(v) A product used in structural insulation;**

16 **“(vi) A bait product, including, but not limited to, bait station traps**
17 **and scatter bait; or**

18 **“(vii) An insect strip.**

19 **“(b) ‘Invasive invertebrate pest’ means any nonnative invertebrate,**
20 **including its eggs or other biological material, that is proven to cause**
21 **harm to humans, animals, plants, the economy or the environment.**

1 “(c) ‘Licensed applicator’ means a pesticide applicator, noncom-
2 mercial applicator, public applicator or trainee that holds a valid li-
3 cense or certificate issued under this chapter.

4 “(d) ‘Residential landscape’ means ornamental plants, turf and
5 other vegetation adjacent to a single-unit or multiple-unit residence.

6 “(2)(a) A person may not distribute, sell or offer for sale a con-
7 trolled neonicotinoid pesticide without holding and maintaining a
8 pesticide dealer’s license.

9 “(b) A pesticide dealer may sell a controlled neonicotinoid pesticide
10 to any person, regardless of whether the person is a licensed
11 applicator.

12 “(3) Except as provided in subsections (4) and (5) of this section, a
13 person may not apply a controlled neonicotinoid pesticide to a resi-
14 dential landscape.

15 “(4) Subsection (3) of this section does not apply to the following
16 applications or uses of a controlled neonicotinoid pesticide by a li-
17 censed applicator:

18 “(a) Application to the exterior of a structure to manage a struc-
19 tural pest.

20 “(b) Any use pursuant to an emergency permit issued under sub-
21 section (5) of this section.

22 “(c) Any use for the management of an invasive invertebrate pest.

23 “(5) Notwithstanding subsection (3) of this section, the department
24 may issue an emergency permit for the application or use of a con-
25 trolled neonicotinoid pesticide if the department determines that is-
26 suing an emergency permit is necessary to control a pest emergency
27 affecting ornamental plants, trees or turf.”.

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