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HOUSE BILL 186

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

INTRODUCED BY

Matthew McQueen

AN ACT

RELATING TO THE ENVIRONMENT; AMENDING THE PESTICIDE CONTROL ACT TO PROVIDE FOR PUBLIC NOTIFICATION OF PESTICIDE APPLICATIONS TO PUBLIC BUILDINGS AND GROUNDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. A new section of the Pesticide Control Act is enacted to read:

"[NEW MATERIAL] PUBLIC NOTICE--USE OF PESTICIDES IN PUBLIC PLACES.--

A. A person that applies a pesticide or hires a commercial applicator to apply pesticide to a publicly accessible building or publicly accessible grounds shall post visible notice to inform the general public about the presence of pesticides.

B. The notice shall be posted in a conspicuous

underscoring material = new
~~[bracketed material] = delete~~

1 place at the point of entrance and left in place for a minimum
2 of seven days following application. No person shall remove,
3 alter, obscure or deface the notice.

4 C. The notice shall:

5 (1) be orange in color with black lettering;
6 (2) be a minimum of eight and one-half inches
7 by eleven inches in size; and

8 (3) contain:

9 (a) the words "Notice-Pesticides" and
10 "Aviso-Pesticidas";

11 (b) the pesticide brand name, active
12 ingredient and registration number;

13 (c) the date and time of application;

14 (d) the method of application; and

15 (e) the name and phone number of the
16 applicator.

17 D. As used in this section:

18 (1) "publicly accessible building" means a
19 building where the public has access or where three or more
20 full-time employees work, except for buildings used for
21 commercial agriculture; and

22 (2) "publicly accessible grounds" means
23 outdoor or partially enclosed areas where the public has access
24 or where three or more full-time employees work, except for
25 land used for commercial agriculture."