

4147

2009-2010 Regular Sessions

I N   A S S E M B L Y

January 30, 2009

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Introduced by M. of A. BRODSKY, HOYT, DINOWITZ, ENGLEBRIGHT -- Multi-Sponsored by -- M. of A. COLTON, GLICK, GOTTFRIED, JOHN, KOON, PHEFFER -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to providing for a study of integrated pest management of state facilities

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Section 33-0101 of the environmental conservation law is  
2 amended by adding a new subdivision 27-a to read as follows:

3     27-A. "INTEGRATED PEST MANAGEMENT" MEANS A SUSTAINABLE APPROACH TO  
4 MANAGING PESTS THAT RELIES ON:

5     A. THE EMPLOYMENT OF PHYSICAL, MECHANICAL, CULTURAL, BIOLOGICAL, AND  
6 EDUCATIONAL TACTICS TO CONTROL CONDITIONS THAT PROMOTE PEST INFESTATIONS,  
7 TO KEEP PEST POPULATIONS AT TOLERABLE DAMAGE OR ANNOYANCE LEVELS,  
8 AND TO MINIMIZE THE OVERALL USE OF OR RELIANCE ON PESTICIDES;

9     B. THE APPLICATION OF AN INTERCONNECTED SET OF PRINCIPLES AND METHODS  
10 TO PROBLEMS CAUSED BY INSECTS, VERTEBRATES, WEEDS, AND DISEASES THAT  
11 ATTACK PLANTS INCLUDING, BUT NOT LIMITED TO, GENERAL EDUCATION ON INTEGRATED  
12 PEST MANAGEMENT FOR WORK SITE EMPLOYEES, TECHNICAL TRAINING FOR  
13 EMPLOYEES DIRECTLY INVOLVED IN PREMISES MANAGEMENT, AND THE PROPER  
14 CLEANING/MAINTENANCE, HANDLING, AND DISPOSAL OF FOOD AND ORGANIC WASTE  
15 PRODUCTS;

16     C. THE USE, TO THE MAXIMUM EXTENT FEASIBLE, OF ALTERNATIVES TO ANY  
17 PESTICIDE CLASSIFIED AS A KNOWN, LIKELY, PROBABLE, OR POSSIBLE HUMAN  
18 CARCINOGEN BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AND

19     D. THE ELIMINATION OF THE USE OF ANY PESTICIDE CLASSIFIED AS TOXICITY  
20 CATEGORY I OR II BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY,  
21 EXCEPT WHERE NECESSARY TO ADDRESS AN ACUTE HUMAN HEALTH EMERGENCY.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [ ] is old law to be omitted.

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1 S 2. Section 33-0305 of the environmental conservation law is renum-  
2 bered section 33-0307 and a new section 33-0305 is added to read as  
3 follows:  
4 S 33-0305. STUDY OF INTEGRATED PEST MANAGEMENT AT STATE FACILITIES.  
5 THE DEPARTMENT SHALL, ON OR BEFORE FEBRUARY FIRST, TWO THOUSAND ELEV-  
6 EN, IN CONJUNCTION WITH CORNELL UNIVERSITY, PREPARE A REPORT TO THE  
7 GOVERNOR AND THE LEGISLATURE ASSESSING THE VIABILITY OF IMPLEMENTING  
8 INTEGRATED PEST MANAGEMENT, AS SUCH TERM IS DEFINED IN SUBDIVISION TWEN-  
9 TY-SEVEN-A OF SECTION 33-0101 OF THIS ARTICLE, AT ALL PUBLIC FACILITIES.  
10 S 3. This act shall take effect immediately.