STATE OF NEW YORK

5579--A

2019-2020 Regular Sessions

IN SENATE

May 7, 2019

Introduced by Sen. SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation -- recommitted to the Committee on Environmental Conservation in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to requiring certain signs and notices relating to pesticides for commercial or residential lawn application to be printed in both the English and Spanish languages

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subparagraph (i) of paragraph c of subdivision 1 of section 33-1004 of the environmental conservation law, as added by chapter 285 of the laws of 2000, is amended to read as follows:

(i) All persons performing residential lawn applications treating an area more than one hundred square feet shall affix markers to be placed within or along the perimeter of the area where pesticides will be applied. Markers are to be placed so as to be clearly visible to persons immediately outside the perimeter of such property. [~~Such markers~~] **Markers** shall be posted at least twelve inches above the ground and shall be at least four inches by five inches in size. **Such markers shall be in both the English and Spanish languages, and any other languages if the commissioner deems it necessary pursuant to rules and regulations.**

§ 2. The opening paragraph of subdivision 1 of section 33-1005 of the environmental conservation law, as added by chapter 285 of the laws of 2000, is amended to read as follows:

The commissioner shall promulgate rules and regulations establishing uniform standards for a consumer pesticide use information sign which shall be placed in retail establishments that sell general use pesticides for commercial or residential lawn application. This sign **shall be**

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

LBD07471-03-0

in both the English and Spanish languages, and any other languages if the commissioner deems it necessary pursuant to rules and regulations, and shall contain the following information:

§ 3. Subdivision 2 of section 33-1005 of the environmental conservation law, as added by chapter 285 of the laws of 2000, is amended to read as follows:

2. The commissioner shall prepare and publish, in consultation with the commissioner of health, educational materials**, in both the English and Spanish languages and any other languages if the commissioner deems it necessary,** explaining the requirements of paragraphs b and c of subdivision one of section 33-1004 of this article and section three hundred ninety-c of the social services law and the human and environmental health effects of lawn care pesticides.

§ 4. Subdivision 3 of section 33-1005 of the environmental conservation law, as added by chapter 285 of the laws of 2000, is amended by adding a new paragraph c to read as follows:

c. The written notice required by paragraph b of subdivision one of section 33-1004 of this article shall be in both the English and Spanish languages, and any other languages if the commissioner deems it necessary pursuant to rules and regulations.

§ 5. This act shall take effect on the one hundred twentieth day after it shall have become a law.