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H.271

Introduced by Representatives Cina of Burlington, Browning of Arlington,
Chesnut-Tangerman of Middletown Springs, Colburn of
Burlington, Kornheiser of Brattleboro, and Ralph of Hartland

Referred to Committee on

Date:

Subject: Agriculture; pesticides; right-of-way permit; notice

Statement of purpose of bill as introduced: This bill proposes to require a
person permitted by the Secretary of Agriculture, Food and Markets to apply
pesticides in a right of way to provide public notice of the application.

An act relating to public notice of pesticide application under a right-of-way
permit

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 6 V.S.A. § 1114 is added to read:

§ 1114. NOTICE OF APPLICATION; RIGHT-OF-WAY PERMIT

A person permitted by the Secretary under this chapter or rules adopted
under this chapter to apply a pesticide in a right-of-way shall provide public
notice in the municipality or municipalities of the pesticide to be applied and
the date, time, and location of the application of the pesticide. The person shall
provide the public notice:

- 1 (1) for at least 45 days beginning not less than 25 days prior to
2 application and ending no sooner than 20 days after application;
3 (2) by television or radio announcement that is broadcast in the
4 municipality or municipalities in which application will occur;
5 (3) by publishing notice of the application in a newspaper that is
6 circulated in the municipality or municipalities in which application will occur;
7 (4) by publishing notice of the application on at least two Internet news
8 sites; and
9 (5) by posting notice of the application on the person's Internet website
10 or any social media account maintained by the person.

11 Sec. 2. EFFECTIVE DATE

12 This act shall take effect on passage.