

April 7, 2009

H 1201. PESTICIDE SPRAYING ON RIGHTS-OF-WAY. Filed 4/7/09. *TO REQUIRE, PRIOR TO APPLYING PESTICIDES TO RIGHTS-OF-WAY, THAT TELEGRAPH, TELEPHONE, ELECTRIC, AND LIGHTING COMPANIES NOTIFY PROPERTY OWNERS OF THE RIGHTS-OF-WAY OR ADJACENT TO SUCH LAND THAT PESTICIDES ARE TO BE APPLIED TO THE LAND AND TO PROVIDE THESE PROPERTY OWNERS WITH THE OPPORTUNITY TO STOP SUCH APPLICATION FROM TAKING PLACE ON THEIR LAND.*

Adds new section to Article 9 of Chapter 62 of the General Statutes to require every telegraph, telephone, or electric power or lighting company to notify every property owner of land on which a right-of-way is located or that adjoins a right-of-way that certain statutorily defined pesticides will be applied to the land. Notice must be provided at least 72 hours before the pesticide application occurs. Specifies certain information that must be included in the notice. Prohibits a company from applying pesticide on the land of an owner who has requested that the application not take place. Requires entities subject to these requirements to develop and implement systems and written procedures to prevent the application of any pesticide on land in violation of the requirements. Effective October 1, 2009, and applies to any spraying that occurs on or after that date.

Intro. by Harrison, Insko.

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