

By Representative Miller

1                                   A bill to be entitled  
2           An act relating to pesticide spraying;  
3           prohibiting aerial application of certain  
4           substances for certain purposes; providing a  
5           penalty; requiring certain legislative  
6           committees and the Department of Agriculture  
7           and Consumer Services to conduct workshops for  
8           certain purposes; requiring a report; providing  
9           an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13           Section 1. Until July 1, 1999, it is unlawful for any  
14 person to apply any pesticide or other poisonous or toxic  
15 substance from an airplane, helicopter, glider, or other  
16 aircraft, or lighter-than-air craft, for purposes of  
17 controlling or eradicating insects. Any person who applies any  
18 pesticide or other poisonous or toxic substance from an  
19 airplane, helicopter, glider, or other aircraft, or  
20 lighter-than-air craft, in violation of this section commits a  
21 misdemeanor of the first degree, punishable as provided in s.  
22 775.082 or s. 775.083, Florida Statutes.

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24           Section 2. The Agriculture Committees of the Senate  
25 and the House of Representatives shall conduct a series of  
26 workshops with the Department of Agriculture and Consumer  
27 Services and any other appropriate public or private agency  
28 involved in regulating or otherwise monitoring or overseeing  
29 the application of pesticides or other poisonous or toxic  
30 substances to control or eradicate insects to develop  
31 alternative procedures and methodologies for application of  
pesticides or other poisonous or toxic substances to control

1 or eradicate insects. The workshops shall consider procedures  
2 for scheduling aerial application of pesticides or other  
3 poisonous or toxic substances, including, but not limited to,  
4 minimum requirements for advance notification of residents of  
5 any area over which pesticides or other poisonous or toxic  
6 substances are to be aerially applied, the impacts of aerial  
7 application over water or residential, urban, agricultural,  
8 commercial, or industrial areas, methodologies for mitigation  
9 of adverse impacts of aerial applications, and alternatives to  
10 aerial application. On or before January 1, 1999, the  
11 department shall prepare and submit a report to the Governor,  
12 the President of the Senate, and the Speaker of the House of  
13 Representatives describing the results of such workshops and  
14 proposing recommendations to regulate the application of  
15 pesticides or other poisonous or toxic substances to control  
16 or eradicate insects.

17 Section 3. This act shall take effect upon becoming a  
18 law.

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21 HOUSE SUMMARY

22 Prohibits until July 1, 1999, aerial application of  
23 pesticides or other poisonous or toxic substances to  
24 control or eradicate insects. Requires the Agriculture  
25 Committees of the Legislature and the Department of  
26 Agriculture and Consumer Services to conduct workshops to  
27 explore alternatives to and methodologies for aerial  
28 application of pesticides or other poisonous or toxic  
29 substances to control or eradicate insects. Requires a  
30 report to the Governor and the Legislature. See bill for  
31 details.