CS/HB 129

1	A bill to be entitled
2	An act relating to products liability actions under
3	the Florida Pesticide Law; creating s. 487.082, F.S.;
4	prohibiting a pesticide-related products liability
5	action for failure to warn if the pesticide's label
6	meets specified conditions; providing an exception;
7	providing an effective date.
8	
9	Be It Enacted by the Legislature of the State of Florida:
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11	Section 1. Section 487.082, Florida Statutes, is created
12	to read:
13	487.082 Products liability actionsA products liability
14	action under this part based on a failure to warn may not be
15	brought or maintained with respect to any pesticide registered
16	with the United States Environmental Protection Agency under the
17	Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), 7
18	U.S.C. ss. 136 et seq., if the label for such pesticide is:
19	(1) Approved by the United States Environmental Protection
20	Agency;
21	(2) Consistent with the most recent human health risk
22	assessment performed under FIFRA; or
23	(3) Consistent with the United States Environmental
24	Protection Agency's carcinogenicity classification of the
25	pesticide under FIFRA.

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CODING: Words stricken are deletions; words underlined are additions.

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27	However, the provisions of this section do not shield from
28	liability a manufacturer that the United States Environmental
29	Protection Agency determines knowingly withheld, concealed,
30	misrepresented, or destroyed material information regarding the
31	human health risks or carcinogenicity of such pesticide in order
32	to obtain or maintain approval of its label by the United States
33	Environmental Protection Agency.
34	Section 2. This act shall take effect July 1, 2025.

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