

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-3123/P1dn  
RCT:cmh:jf

September 14, 1999

This is a preliminary version of the draft concerning pest management in schools. Please review it carefully to ensure that it is consistent with your intent. I have some specific questions and comments about the proposal:

1. The instructions said to certify pest control personnel. Who do you wish to have perform the certification? Who exactly would be required to be certified?
2. The instructions indicated that there should be a report to the legislature. Do you want a single report or periodic reports?
3. The draft requires school boards to submit pest management plans to DATCP. Do you want to require DATCP to review and approve or disapprove the plans or to take some other action with respect to the plans?
4. Should there be a deadline for the initial implementation of the plans?
5. The instructions indicated that pesticide fogging should be prohibited. The DATCP rules about pesticides refer to fumigation. If that is the same thing as fogging, it might be better to use the word "fumigation" in the draft.
6. The definition of "pesticide" in s. 94.67 includes germicides, sanitizers and disinfectants. Please consider whether you wish to exclude those substances from some or all of the requirements in this proposal. I do not know whether, for example, disinfectants need to be used routinely in school kitchens. Also note that "pest" includes microorganisms that are not on or in a living person or other animal.
7. Please note that this draft does not provide any funding. I will need to know the source of any funding and, if you wish to provide specific amount of funding in the bill, the amounts of that funding.
8. Under this draft, a school must notify students and parents in advance of a pesticide application if the students may be present in the area of application within 72 hours after the application. Please let me know if you want a different period or a different approach to notification.

Please contact me with any questions and with redraft instructions.

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