

1999 DRAFTING REQUEST

Senate Amendment (SA-SB479)

Received: 03/27/2000

Received By: traderc

Wanted: Today

Identical to LRB:

For: Alice Clausing (608) 266-7745

By/Representing: Bill Wenzel

This file may be shown to any legislator: NO

Drafter: traderc

May Contact:

Alt. Drafters:

Subject: Agriculture - pesticides

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Changes concerning training and certification

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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FE Sent For:

<END>

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FE Sent For:

<END>

Tradewell, Becky

From: Wenzel, Bill
Sent: Friday, March 24, 2000 3:50 PM
To: Tradewell, Becky
Subject: Amendments to SB 479 (LRB 3123)

Becky:

Here are the amendments that we are considering to our Healthy Schools bill (SB 479)

1. UW-EX sent over the following request which I will pass along verbatim:



UW-EX SB 479
Amendments.032300...

2. Require that only active teachers would have to be *notified* in advance of pesticide applications. There was concern that if construed literally it would require notice of teachers on leave.
3. Exempt school districts who do not use pesticides from the quarterly reporting requirements *provided* that the school districts certify that they will not use pesticides in the IPM plan. Reporting would be required if they begin to use pesticides.

Let me know what you think about these.

Thanks,
Bill

See (2)(dm)

To better clarify and distinguish the two UW-Extension programs in the Healthy Schools Bill, Karen and I propose the following wording for sub. (5), Certification. Lines 16-18 on page 3 refers to sub. (5) so I think we only need to make changes in sub. (5). We feel our wording clearly distinguishes the two UW programs and what people have to do to comply, i.e., school staff will need to complete both types of training if they intend to apply pesticides in, or around, schools. Our wording reinforces what we believe is the intent of the bill after our visit w/ you this morning. By mandating IPM training, however, individuals already certified as commercial pesticide applicators under the PAT program in Structural Pest Control and/or Turf and Landscape would also require additional training under the School IPM program if they intend to apply pesticides in or around schools. Doing so puts everyone, school staff and commercial applicators, on an equal and fair playing field when it comes to using pesticides in a highly public setting.

(5) Training and Certification. Any person involved in pest management in or around schools must have completed training in the school integrated pest management program that addresses alternative IPM practices and discusses the use of the least toxic pesticide available that is effective when the use of a pesticide is determined to be necessary is a school or on school grounds, based on the list under sub. (7) (b). After completing the school IPM training, and before a person can apply pesticides in a school or on school grounds, the department shall certify persons in the appropriate certification category as specified in ATCP 29.31.

1999

Date (time) needed 3 p.m.

LRB a 2068 / 1

AMENDMENT

Ret: jlq

See form AMENDMENTS — COMPONENTS & ITEMS.

S A AMENDMENT

Note

~~TO S A AMENDMENT (LRBa 1)~~

~~TO S A SUBSTITUTE AMENDMENT (LRBs 1)~~

TO 1999 SB SJR SR AB AJR AR 479 (LRB 1)

At the locations indicated, amend the bill as follows:

(fill ONLY if "engrossed ..." or "as shown by")

#. Page 3, line 17: delete the material beginning with "have" and ending with "(5)" on line 18 and substitute JO PP

#. Page, line: "are certified in the applicable pesticide use categories under s. 94.705".

#. Page 3, line 5: after that line insert:
text: treat "(am) before proposing a ~~pest management~~ plan under par. (a), obtain training under s. 36.25(43) for at

#. Page, line: least one member of the school board or school district employe who will be involved in developing the pest management plan."

#. Page, line

#. Page 6, line 6: delete lines 6 to 9. ✓

(End)

D-note



RET:

Bill Wenzel:

¶ As we discussed, the language in this draft varies from the language that you provided to me. This draft requires persons applying pesticides in schools and on school grounds to be certified under DATCP's current pesticide ^{applicator} certification program, ^{s. 94.705}. It does not require any special training about ~~school~~ ^{applying} pesticides in or around schools for the individual applicators.

~~As we discussed, there are already individual commercial applicators.~~ As we discussed, it would not really work to require ^{some new} training about pesticide application in schools before individuals become certified under s. 94.705 because many individuals are already certified under s. 94.705.

¶ This draft also requires each school district

to have at least one individual who will be involved
in developing the pest management plan to ~~also~~
^{receive}
the school pest management training provided by
the UW-Extension.

RT

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa2068/1dn
RCT:jlg:jf

March 27, 2000

Bill Wenzel:

As we discussed, the language in this draft varies from the language that you provided to me. This draft requires persons applying pesticides in schools and on school grounds to be certified under DATCP's current pesticide applicator certification program, s. 94.705. It does not require any special training about applying pesticides in or around schools for the individual applicators. As we discussed, it would not really work to require some new training about pesticide application in schools before individuals become certified under s. 94.705 because many individuals are already certified under s. 94.705.

This draft also requires each school district to have at least one individual who will be involved in developing the pest management plan receive the school pest management training provided by the UW-Extension.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: Becky.Tradewell@legis.state.wi.us