

State of Misconsin 2023 - 2024 LEGISLATURE

LRB-3744/1 MCP:cdc

# **2023 SENATE BILL 358**

- July 13, 2023 Introduced by Senators Agard, Smith, Carpenter, Hesselbein, LARSON, ROYS and SPREITZER, cosponsored by Representatives SNODGRASS, CONSIDINE, C. ANDERSON, J. ANDERSON, ANDRACA, BEHNKE, CABRERA, BALDEH, BARE, BILLINGS, CONLEY, EMERSON, HAYWOOD, HONG, JACOBSON, JOERS, MOORE OMOKUNDE, OHNSTAD, ORTIZ-VELEZ, PALMERI, RATCLIFF, SHANKLAND, SHELTON, SINICKI, STUBBS, SUBECK and VINING. Referred to Committee on Labor, Regulatory Reform, Veterans and Military Affairs.
- AN ACT to create 94.51 of the statutes; relating to: labeling plants as beneficial 1 2
  - to pollinators.

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### Analysis by the Legislative Reference Bureau

This bill prohibits a person that provides plants or that sells plants at retail from labeling or advertising the plant as being beneficial to pollinators if the plant has been treated with an insecticide that contains warnings about pollinator hazards on its label.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

### The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 3 **SECTION 1.** 94.51 of the statutes is created to read:
- 4 94.51 Pollinator labeling. (1) In this section:
  - (a) "Plant" means an annual plant, bedding plant, or other plant and includes
- 6 plant material and nursery stock, as defined under s. 94.10 (1) (f).
- 7 (b) "Pollinator" means an insect that pollinates flowers.

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(c) "Systemic insecticide" means an insecticide that is absorbed by a plant and
moves through the plant's vascular system.

3 (2) No person that sells a plant at retail or provides a plant to an end user may 4 label or advertise the plant as being beneficial to pollinators if the plant has been 5 treated with a systemic insecticide that has a pollinator protection box on its label 6 or that has a pollinator, bee, or honeybee precautionary statement in the 7 environmental hazards section of its label.

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## SECTION 2. Effective date.

9 (1) This act takes effect on the first day of the 7th month beginning after10 publication.

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#### (END)

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