

HOUSE BILL 400

M4

8lr0739

By: **Delegates Tarlau, Angel, Barron, Carr, Chang, Ebersole, Fennell, Frush, Gutierrez, Hettleman, Korman, Krimm, Lafferty, J. Lewis, Lierman, Luedtke, A. Miller, Morales, Mosby, Patterson, Pena-Melnyk, Proctor, Queen, Sanchez, Shoemaker, Sophocleus, A. Washington, Wilkins, and P. Young**

Introduced and read first time: January 24, 2018

Assigned to: Environment and Transportation

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 20, 2018

CHAPTER _____

1 AN ACT concerning

2 **Agriculture – Mosquito Control – Notification to Municipalities**

3 FOR the purpose of requiring the State, a county, or a bicounty agency to provide to a
4 municipality certain notification at least a certain amount of time before the State,
5 county, or bicounty agency sprays a pesticide to control mosquitos within the
6 municipality, subject to a certain exception; and generally relating to mosquito
7 control.

8 BY adding to

9 Article – Agriculture

10 Section 5–405.1

11 Annotated Code of Maryland

12 (2016 Replacement Volume and 2017 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Agriculture**

16 **5–405.1.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (A) ~~AT~~ EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AT
2 LEAST 24 HOURS BEFORE THE STATE, A COUNTY, OR A BICOUNTY AGENCY SPRAYS A
3 PESTICIDE TO CONTROL MOSQUITOS WITHIN A MUNICIPALITY, THE STATE, COUNTY,
4 OR BICOUNTY AGENCY SHALL PROVIDE TO THE MUNICIPALITY NOTIFICATION OF:

5 (1) THE LOCATION OF THE SPRAYING; AND

6 (2) THE PLANNED DATE AND TIME OF THE SPRAYING.

7 (B) IF THE STATE, A COUNTY, OR A BICOUNTY AGENCY DETERMINES THAT
8 SPRAYING A PESTICIDE IS NECESSARY TO CONTROL THE OUTBREAK OF A VIRUS,
9 CONTAGION, OR SIMILAR PUBLIC HEALTH THREAT, THE STATE, COUNTY, OR
10 BICOUNTY AGENCY SHALL PROVIDE THE NOTIFICATION REQUIRED UNDER
11 SUBSECTION (A) OF THIS SECTION TO THE MUNICIPALITY AS SOON AS PRACTICABLE.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2018.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.