

SENATE BILL No. 452

By Committee on Ways and Means

3-20

1 AN ACT concerning agriculture; relating to pesticides; record of pesticide
2 applications; review and report of pesticide application practices.

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4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. (a) All applicators of pesticides applying pesticides on
6 property greater than 20 acres, whether commercial or private, shall make
7 a record of each pesticide application. Such record may be written or
8 electronic. Upon request of the secretary or the secretary's designee, a
9 duplicate of any such record shall be made available within seven business
10 days to the secretary or the secretary's designee.

11 (b) Each record of pesticide application shall include, but not be
12 limited to, the following information:

- 13 (1) The location of the application;
14 (2) the date of the pesticide application;
15 (3) the pest or pests to be controlled, which may be stated in general
16 terms;
17 (4) the pesticide used, including the quantity applied and total area to
18 which the pesticide is applied;
19 (5) the concentrate or rate of application, when applicable;
20 (6) the method of application;
21 (7) the wind direction and velocity, when applicable;
22 (8) the temperature at the time and location of the application; and
23 (9) whether notice was given to adjacent property owners.

24 (c) Each record shall be maintained by the applicator for at least two
25 years from the date of application.

26 (d) The department shall notify all known commercial and private
27 applicators of the requirements of this section as soon as practicable.

28 Sec. 2. (a) To protect private property and agricultural interests of the
29 state and promote safe pesticide application practices, the department
30 shall:

- 31 (1) Develop plans to improve education, funding, research and
32 outreach on integrated pest management practices;
33 (2) review and monitor pesticides, including, but not limited to,
34 dicamba;
35 (3) develop protections to limit pesticide drift and improve
36 protections for those impacted by such drift;

1 (4) study implementation of a pesticide-sensitive specialty crop
2 mapping service that would allow individuals to identify and map any
3 crops, even if such crops are not reportable on any such service as of July
4 1, 2018;

5 (5) study the feasibility of requiring applicators to review a pesticide-
6 sensitive specialty crop mapping service prior to any pesticide application
7 for pesticide-sensitive crops on property within one mile of the property
8 line where pesticides are to be applied; and

9 (5) study opportunities to expand insurance options for pesticide
10 businesses, applicators and specialty crop growers to enhance protections
11 for pesticide drift.

12 (b) The department shall submit a report of its findings pursuant to
13 subsection (a) and any recommendations to the house committee on
14 agriculture and the senate committee on agriculture and natural resources
15 on or before January 14, 2019.

16 Sec. 3. This act shall take effect and be in force from and after its
17 publication in the statute book.