

No. 2002-35

AN ACT

SB 705

Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," providing for integrated pest management programs in schools.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, is amended by adding a section to read:

Section 772.1. Integrated Pest Management Programs.—(a) Each school shall, by January 1, 2003, adopt an integrated pest management plan in accordance with the integrated pest management policies established by the department on the effective date of this section until regulations are promulgated by the department.

(b) The department shall do all of the following:

(1) Maintain a Hypersensitivity Registry to assist in the notification of students and employes who are especially sensitive to pesticides.

(2) Designate an integrated pest management coordinator within the department to assist schools in the adoption and administration of integrated pest management plans.

(3) Prepare a standard structural integrated pest management agreement and distribute the standard agreement to schools.

(4) Provide other materials and assistance to schools to aid them in developing integrated pest management plans.

(5) Promulgate regulations, consistent with its policies in effect on the date of this section, to assist schools in implementing their responsibilities under this section.

(c) The following words and phrases when used in this section shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:

"Department." The Department of Agriculture of the Commonwealth.

"Integrated pest management plan." A plan which establishes a sustainable approach to managing pests by combining biological, cultural, physical and chemical tools in a way which minimizes economic, health and environmental risks.

"Pest." An insect, rodent, nematode, fungus, weed or other form of terrestrial or aquatic plant or animal life or virus, bacteria or other microorganism, except viruses, bacteria or other microorganisms on or in living man or other living animals, declared to be a pest under section

25(c)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat. 163, 7 U.S.C. § 136w).

“Pesticide.” A substance or mixture of substances intended for preventing, destroying, repelling or mitigating a pest and a substance or mixture of substances intended for use as a plant regulator, defoliant or desiccant.

“School.” A school district, an intermediate unit, an area vocational-technical school or any of these entities acting jointly.

Section 2. This act shall take effect in 60 days.

APPROVED—The 18th day of April, A.D. 2002.

MARK S. SCHWEIKER