

SENATE BILL NO. 645

November 08, 2023, Introduced by Senators SHINK, IRWIN, BAYER, MCMORROW, CHERRY, CHANG and GEISS and referred to the Committee on Natural Resources and Agriculture.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 8316b (MCL 324.8316b), as added by 2018 PA 270.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8316b. (1) The department shall maintain a voluntary
2 registry of individuals who ~~, due to a medically documented~~
3 ~~condition,~~ are required to be notified before the application of a
4 lawn, ~~or~~ ornamental, **or mosquito** pesticide, other than a general-
5 use ready-to-use pesticide, but only if the application is on

1 property adjacent to or within a ~~physician-recommended distance~~ **500**
 2 **feet** from the property on which the individual's primary residence
 3 is located. The registry ~~shall~~ **must** contain a list of those
 4 properties adjacent to or within a ~~physician-recommended distance~~
 5 **500 feet** from the individual's primary residence. The notification
 6 to the individual listed in the registry ~~shall~~ **must** be provided by
 7 the means provided in the registry and ~~shall~~ state that a pesticide
 8 application is scheduled on 1 or more of the properties listed in
 9 the registry.

10 (2) The notification requirements described in subsection (1)
 11 and any yard marker requirements provided by rule do not apply if
 12 the pesticide is applied only on or within 10 feet of a structure
 13 located on the property on which the pesticide application takes
 14 place and is applied to prevent, destroy, repel, or mitigate pests
 15 on the structure.

16 (3) As used in subsection (1), ÷

17 ~~(a) "Adjacent"~~ **adjacent** to" means either of the following:

18 **(a)** ~~(i)~~ Sharing a common boundary line or property corner with.

19 **(b)** ~~(ii)~~ Located directly across an undivided road, stream, or
 20 right-of-way from.

21 ~~(b) "Physician-recommended distance" means a specified~~
 22 ~~distance, not more than 100 feet from a linear boundary line,~~
 23 ~~considered necessary and substantiated by a physician.~~