

1 **SPECIAL DISTRICT COMMUNICATIONS AMENDMENTS**

2 2020 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Lincoln Fillmore**

5 House Sponsor: _____

6

7 **LONG TITLE**

8 **General Description:**

9 This bill requires a mosquito abatement district to provide notice of each fumigation or
10 ULV treatment within certain areas.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ defines terms;
- 14 ▶ requires a mosquito abatement district to provide advance notice before
15 commencing a fumigation or ULV treatment within certain areas;
- 16 ▶ requires a mosquito abatement district to satisfy public notice by posting the intent
17 to commence a fumigation or ULV treatment on the mosquito abatement district's
18 website and social media platform;
- 19 ▶ requires a mosquito abatement district to create a social media platform if the
20 mosquito abatement district does not have one; and
- 21 ▶ requires a mosquito abatement district to create a website if the creation and
22 maintenance costs are not unreasonable.

23 **Money Appropriated in this Bill:**

24 None

25 **Other Special Clauses:**

26 None

27 **Utah Code Sections Affected:**



28 ENACTS:

29 [17B-2a-706](#), Utah Code Annotated 1953



31 *Be it enacted by the Legislature of the state of Utah:*

32 Section 1. Section **17B-2a-706** is enacted to read:

33 **17B-2a-706. Definitions -- Notice of intent to commence a fumigation or ultra-low**
34 **volume treatment -- Exceptions.**

35 (1) As used in this section:

36 (a) "Rural real property" means the same as that term is defined in Section
37 [17B-2a-1107](#).

38 (b) "Social media platform" means a form of electronic communication that is
39 available for public access.

40 (c) "Ultra-low volume treatment" or "ULV treatment" means a method of pesticide
41 application that provides the minimum volume of liquid insecticide formulation per unit area
42 for the efficient extermination of insects.

43 (2) (a) Except as provided in Subsection (2)(b), before commencing a fumigation or
44 ULV treatment, a mosquito abatement district shall provide public notice as soon as practicable
45 on or before the day of the fumigation or ULV treatment.

46 (b) Subsection (2)(a) does not apply to a fumigation or ULV treatment on rural real
47 property.

48 (3) The public notice required under Subsection (2)(a) shall include the fumigation or
49 ULV treatment:

50 (a) date;

51 (b) time; and

52 (c) place.

53 (4) The mosquito abatement district satisfies a requirement for public notice described
54 in Subsection (3) by posting the public notice of fumigation or ULV treatment on:

55 (a) subject to Subsection (6)(b), the mosquito abatement district's website; and

56 (b) each social media platform of the mosquito abatement district.

57 (5) If the mosquito abatement district does not have a social media platform, the
58 mosquito abatement district shall create a social media platform.

59 (6) (a) If the mosquito abatement district does not have a website, the mosquito
60 abatement district shall create a website only if creation and maintenance costs of the website
61 are not unreasonable.

62 (b) If the mosquito abatement district is not required to create a website under
63 Subsection (6)(a), the mosquito abatement district is not required to post public notice in
64 accordance with Subsection (4)(a).