

SB0064S01 compared with SB0064

~~{deleted text}~~ shows text that was in SB0064 but was deleted in SB0064S01.

Inserted text shows text that was not in SB0064 but was inserted into SB0064S01.

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Senator Lincoln Fillmore proposes the following substitute bill:

SPECIAL DISTRICT COMMUNICATIONS AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lincoln Fillmore

House Sponsor: _____

LONG TITLE

General Description:

This bill requires a mosquito abatement district to provide ~~{notice of each fumigation or ULV treatment within }~~ certain ~~{areas}~~ public notice.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires a mosquito abatement district to provide ~~{advance}~~ public notice before commencing a ~~{ fumigation or }~~ ULV treatment within certain areas;
- ▶ ~~{requires a mosquito abatement district to satisfy public notice by posting the intent to commence a fumigation or ULV treatment on the mosquito abatement district's website and social media platform}~~ specifies the requirements of the public notice;
- ▶ requires a mosquito abatement district to ~~{create a}~~ establish and maintain a website

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~~or~~ social media platform ~~{ if the mosquito abatement district does not have one }~~;
and

- ▶ requires a mosquito abatement district to ~~{create a website if the creation and maintenance costs are not unreasonable}~~ post the public notice on the mosquito abatement district's website or social media platform.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

17B-2a-706, Utah Code Annotated 1953

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

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

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

(1) As used in this section:

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

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

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

(2) (a) ~~{Except}~~ Beginning January 1, 2021, except as provided in Subsection (2)(b) ~~{, before commencing a fumigation or ULV treatment}~~, a mosquito abatement district shall provide public notice as soon as practicable ~~{on or }~~ before ~~{the day of the fumigation or}~~ commencing a ULV treatment.

(b) Subsection (2)(a) does not apply to a ~~{fumigation or }~~ ULV treatment on rural real property.

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

~~(a) date;~~

~~(b) time; and~~

~~(c) place.~~

~~(4) The (a) A mosquito abatement district shall establish and maintain a:~~

~~(i) website; or~~

~~(ii) social media platform.~~

~~(b) A mosquito abatement district satisfies a requirement for the public notice described in requirement under Subsection (~~3~~2)(a) by posting the public notice of fumigation or ULV treatment on:~~

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

~~—— (b) each or social media platform of the mosquito abatement district.~~

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

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

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