

General Assembly

January Session, 2023

Substitute Bill No. 963

AN ACT CONCERNING NEONICOTINOIDS FOR NONAGRICULTURAL USE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Subsection (l) of section 22a-50 of the general statutes is
 repealed and the following is substituted in lieu thereof (*Effective October* 1, 2023):

(l) (1) Not later than January 1, 2018, the commissioner shall classify
all neonicotinoids, as defined in section 22-61k, that are labeled for
treating plants, as restricted use pursuant to subdivision (2) of
subsection (c) of this section.

8 (2) On and after January 1, 2024, no person shall sell, possess or use 9 any pesticide that contains any neonicotinoid, as defined in section 22-10 61k, except that such pesticide may be used on an agricultural plant or 11 to eliminate an invasive invertebrate pest if the Commissioner of Energy 12 and Environmental Protection, after consultation with the director of the 13 Connecticut Agricultural Experiment Station, determines that no other 14 effective control option is available. The director of the Connecticut Agricultural Experiment Station may consult with the Pesticide 15 16 Advisory Council, established pursuant to subdivision (d) of section 17 22a-65, to determine if such pesticide is the only effective control option 18 available. For purposes of this subdivision, "agricultural plant" means

19 any plant, or part of any plant, that is grown, maintained or otherwise 20 produced for commercial purposes, including, but not limited to, any 21 plant grown, maintained or otherwise produced for sale or trade, for 22 research or experimental purposes or for use, in part or in whole, in another location such as any grain, fruit, vegetable, wood fiber or timber 23 24 product, flowering or foliage plant or tree, seedling, transplant or turf 25 grass produced for sod. "Agricultural plant" does not include any pasture or rangeland used for grazing and "invasive invertebrate pest" 26 27 means any species of invertebrate, including such invertebrate's eggs or 28 other biological material capable of propagating such species, and that: 29 (A) Occur outside of such species' Level III ecoregion, as defined by the 30 United States Environmental Protection Agency; and (B) are, or threaten 31 to become, substantial pests to plants of economic importance, an 32 environmental harm or harmful to human, animal or plant health; or (C) 33 are species regulated or under quarantine by the Connecticut 34 Agricultural Experiment Station pursuant to section 22-84a or the United States Department of Agriculture's Animal and Plant Health 35 36 Inspection Service's Plant Protection and Quarantine Program. 37 (3) The Commissioner of Energy and Environmental Protection may 38 assess a civil penalty of not more than two thousand five hundred 39 dollars to any person who violates the provisions of subdivision (2) of 40 this subsection for each such violation. 41 (4) The provisions of subdivision (2) of this subsection shall not apply 42 to any neonicotinoid that is not labeled for use on plants, including, but 43 not limited to, neonicotinoids labeled for use in pet care, veterinary use

44 <u>or indoor or structural pest control.</u>

This act shall take effect as follows and shall amend the following sections:

	Section 1	October 1, 2023	22a-50(l)

ENV Joint Favorable Subst.

APP Joint Favorable