
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 925 Session of
2023

INTRODUCED BY COMMITTEE ON AGRICULTURE, FORESTRY, AND RURAL AFFAIRS, SEPTEMBER 14, 2023

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, SEPTEMBER 14, 2023

AN ACT

1 Amending Title 3 (Agriculture) of the Pennsylvania Consolidated
2 Statutes, in bees, providing for apiary registration and for
3 notification of pesticide application.

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

6 Section 1. Title 3 of the Pennsylvania Consolidated Statutes
7 is amended by adding sections to read:

8 § 2105.1. Apiary registration.

9 (a) Duty to register.--In accordance with the provisions of
10 section 2105 (relating to registration of apiaries), the owner
11 of an apiary located in this Commonwealth shall register the
12 apiary with the department.

13 (b) Maintenance of registry.--The department shall maintain
14 a registry of the following information submitted by each
15 registration under subsection (a):

16 (1) The name and complete mailing and email address of
17 the owner of the apiary and the name and complete mailing and
18 email address of the person primarily responsible for

1 maintaining and caring for the apiary, if different from the
2 owner.

3 (2) The exact location or locations of the apiary.

4 (3) The number of colonies contained in the apiary.

5 (4) A telephone number and nighttime telephone number of
6 the person primarily responsible for caring for the apiary.

7 (5) Other information as the department may require.

8 (c) Distribution of registry.--The department shall
9 distribute the information included on the current registry to
10 each licensed commercial and public pesticide application
11 business on or before March 1 and July 15 of each year. An owner
12 of an apiary is not considered officially included on the
13 registry unless the owner's name appears on the current
14 registry.

15 § 2105.2. Notification of pesticide application.

16 (a) Pesticide application.--Prior to a pesticide application
17 being made by a commercial or public pesticide application
18 business, the following conditions shall be met:

19 (1) The owner of an apiary or the person primarily
20 responsible for maintaining and caring for the apiary, if
21 different from the owner, who is listed on the current
22 registry and whose primary residence or secondary location's
23 property line is within 500 feet of the application site
24 shall be notified of the pesticide application.

25 (2) The notification shall consist of providing the
26 following information to the owner of an apiary or the person
27 primarily responsible for maintaining and caring for the
28 apiary, if different from the owner listed on the registry:

29 (i) Date, location of application site, earliest
30 possible start time and latest possible finish time of

1 application. The range between start and finish times may
2 be no greater than 24 hours.

3 (ii) Brand name, EPA number and active ingredient
4 common name, if on the label, of the pesticide products
5 that may be used.

6 (iii) The name, telephone number and pesticide
7 business license number of the pesticide application
8 business.

9 (iv) A copy of the label for every pesticide used
10 within 10 days of a written request.

11 (3) The notification shall be made between 24 and 72
12 hours prior to the pesticide application.

13 (4) The notification shall occur by telephone, personal
14 contact or certified mail or, if available, email or
15 facsimile subject to the following:

16 (i) Notification requirements are met through
17 constructive notification to each person identified in
18 the registry by means of daytime or nighttime
19 communication or if the information is given to an adult
20 contacted by dialing the alternate telephone number.

21 (ii) If notification cannot be made after at least
22 two telephone contact attempts, notification may be made
23 by placing the written notification information on the
24 front door of the listed residence or secondary location
25 listed in the registry within 500 feet of the application
26 site 24 to 72 hours prior to the application and an email
27 notification shall be sent.

28 (iii) A record shall be kept of every contact and
29 contact attempt made under this paragraph.

30 (b) Exceptions.--The following types of application do not

1 require notification under this section:

2 (1) An application of a pesticide in a tamper-resistant
3 bait station.

4 (2) An application of a disinfectant or sanitizer.

5 (3) Application of a pesticide in the care and
6 maintenance of a swimming pool.

7 (c) Recordkeeping.--A record of the notification information
8 required under this section, including the time and method of
9 notification, shall be made within 24 hours following the
10 application and maintained for at least three years and shall be
11 made immediately available to the department upon request.

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