



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2009 Wisconsin Act 286
[2009 Assembly Bill 314]

Pesticide Use by Railroads

Act 286 requires a railroad to provide pesticide safety information at a central location accessible to railroad employees no later than 48 hours before applying a pesticide to a railroad right-of-way that a railroad owns or maintains. This information must be posted for at least 30 days after the day of application. No later than 48 hours before applying a pesticide to a right-of-way that a railroad owns or maintains, the railroad must also provide the pesticide safety information and a description of the central location where the railroad provides the pesticide safety information to employees, to each individual who directly supervises employees who work in the area to be treated.

Act 286 requires a railroad to make available to the public on its Internet site a description of how to obtain answers to questions about pesticide use by the railroad, including a telephone number for the railroad and any toll-free number maintained by the Department of Agriculture, Trade and Consumer Protection to provide information about pesticide use.

Finally, Act 286 requires a railroad to provide pesticide safety training annually to employees who work along railroad rights-of-way and in rail yards, and to other employees who, due to the nature of their employment, work in areas to which pesticides have been applied. A railroad must keep records regarding the safety training. The safety training must include information about restricted entry intervals, requirements for personal protective equipment, how to read pesticide labels, and incident and complaint reporting.

Effective date: Act 286 takes effect on May 27, 2010.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.state.wi.us/>.