

HOUSE BILL NO. HB0285

Pesticide warning labels.

Sponsored by: Representative(s) Strock and Campbell, K and
Senator(s) Boner

A BILL

for

1 AN ACT relating to public health and safety; providing
2 standards for a pesticide manufacturer's or seller's duty
3 to warn consumers or the public about pesticide risks as
4 specified; and providing for an effective date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 35-7-360(c) and by creating a new
9 subsection (e) is amended to read:

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11 **35-7-360. Liability for damage; warning labels;**
12 **service of process.**

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14 (c) Except as provided by subsection (e) of this
15 section, nothing in this act shall be construed to relieve

1 any person from liability for any damage to the person or
2 lands of another caused by the use of pesticides even
3 though such use conforms to the rules and regulations of
4 this act.

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6 (e) The duty of a manufacturer or seller of a
7 pesticide to warn a consumer or the public about the risks
8 associated with the pesticide shall be presumed to be
9 satisfied if the pesticide bears the label approved by the
10 United States environmental protection agency under the
11 Insecticide, Fungicide and Rodenticide Act, 7 U.S.C. § 136
12 et seq., and the pesticide is registered by the department.
13 This presumption may be rebutted only by a showing that the
14 weight of scientific evidence does not support the
15 scientific basis on which the required warning is premised
16 and that the manufacturer or seller knew or should have
17 known at the time the pesticide was sold that the required
18 warning was not supported by the weight of scientific
19 evidence. At a minimum, evidence to rebut the presumption
20 shall be academically peer reviewed, published in a
21 recognized academic journal, capable of replication and
22 reflected by a reliable application of scientific

1 principles and methods to the risks associated with the use
2 of the product.

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4 **Section 2.** This act is effective July 1, 2025.

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(END)