

REAGAN SUBSTITUTE FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2210

I move the following SUBSTITUTE Floor amendment to the COMMERCE Committee amendment to

HOUSE BILL 2210 (Reference to printed bill)

1 Page 1, line 6, after the second "THE" strike remainder of the line; strike line 7,

2 insert "BEDBUGS AS DEFINED IN SECTION 33-1319 POSE A PUBLIC NUISANCE,

3 DANGEROUS TO PUBLIC HEALTH WHICH CONSTITUTES A MATTER OF"

4 Lines 12 and 20, strike "HOUSEHOLD PESTS" insert "BEDBUGS"

5 Strike line 26, insert:

6 "A. IT MAY BE

7 Line 27, after "A" strike remainder of line; strike lines 28 through 31, insert

8 "BEDBUG INFESTATION.

9 B. NOTHING IN THIS SECTION LIMITS LANDLORD OR TENANT RIGHTS AND

10 OBLIGATIONS PURSUANT TO THIS ACT."

11 Reletter to conform

12 Line 33, strike line 33, insert "BEDBUG INFESTATION AND SHALL BE RESPONSIBLE FOR

13 PEST CONTROL EXPENSES FOR THE DWELLING UNIT AND SURROUNDING UNITS UNLESS THE

14 TENANT FAILS TO COMPLY WITH OBLIGATIONS UNDER SUBSECTION D OF THIS SECTION:"

15 Line 35, strike "HOUSEHOLD PESTS" insert "BEDBUGS"

16 Line 38, strike "BE INFESTED" insert "HAVE A BEDBUG INFESTATION"

17 Line 39, strike "WRITTEN"; strike "FIVE", insert "SEVEN BUSINESS"

18 Line 40, strike "PROVIDER" insert "APPLICATOR"

19 Line 41, strike "HOUSEHOLD PESTS" insert "BEDBUGS"; strike "AN" insert "A

20 BEDBUG"

21 Line 42, strike "FIVE" insert "SEVEN BUSINESS"

22 Line 43, strike "HOUSEHOLD PESTS" insert "BEDBUGS"

23 Page 2, strike line 4 through 6, insert:

24 "5. IF THE TENANT HAS"

1 Line 9, after the second "THE" strike remainder of line; strike line 10, insert
2 "BEDBUG INSPECTION OR MITIGATION."

3 Page 2, line 18, strike "PESTS" insert "BEDBUGS"

4 Line 21 strike "A"; strike line 22, insert "BEDBUGS INFESTATION OR THE TENANT
5 MAY BE LIABLE FOR PEST CONTROL EXPENSES FOR THE DWELLING UNIT AND SURROUNDING
6 UNITS THAT ARE INFESTED:"

7 Lines 24 strike "HOUSEHOLD PESTS" insert "BEDBUGS"

8 Strike lines 27 through 30, insert "WITH A BEDBUG INTO A DWELLING UNIT."

9 Line 31, strike "HOUSEHOLD"; strike line 32, insert "BEDBUG SHALL NOTIFY THE"

10 Line 33, strike "IN WRITING OF THE PRESENCE OF A HOUSEHOLD PEST" insert "OF THE
11 PRESENCE OF A BEDBUG"

12 Line 34, strike "FORTY-EIGHT HOURS AFTER DISCOVERY." insert "THREE BUSINESS DAYS
13 AFTER DISCOVERY. KNOWLEDGE OF A BEDBUG SHALL BE BASED ON THE PRESENCE OF
14 CHARACTERISTIC BITE MARKS. BEDBUGS HAVE THE ABILITY TO SPREAD QUICKLY WITHIN
15 THE UNIT AND TO SURROUNDING UNITS THUS PROMPT NOTIFICATION BY THE TENANT IS
16 NECESSARY."

17 Line 36, after the third "THE" insert "BEDBUG"

18 Line 37, after "MITIGATION" insert a period; strike remainder of line; strike
19 lines 38 through 44

20 Page 3, strike lines 1 through 7

21 Renumber to conform

22 Line 8, strike "AN" insert "A BEDBUG"

23 Strike lines 9 through 13, insert "IN SUBSECTION C OF THIS SECTION, THE TENANT
24 SHALL NOT UNREASONABLY INTERFERE WITH OR OBSTRUCT ACCESS TO THE DWELLING
25 UNIT. THE TENANT'S"

26 Line 14, strike "ALSO CONSTITUTES" insert "MAY CONSTITUTE"

27 Line 18, strike "PROVIDER" insert "APPLICATOR"

28 Line 21, strike "IMMEDIATELY"

29 Line 22, after "LANDLORD" insert "WITHIN THREE BUSINESS DAYS"

30 Strike 23 through 29

31 Reletter to conform

- 1 Line 30, after "NOT" strike remainder of line; strike line 31, insert "APPLY OR
2 PERMIT ANY UNLICENSED PERSON TO APPLY ANY PEST CONTROL TREATMENTS THAT
3 CONSTITUTE MITIGATION. IF A LANDLORD FAILS TO ARRANGE FOR INSPECTION AND IF
4 NECESSARY TREATMENT OF A BEDBUG INFESTATION WITHIN THE TIME PERIOD PRESCRIBED
5 IN SUBSECTION C OF THIS SECTION THE TENANT MAY NOTIFY THE LANDLORD OF THE
6 TENANT'S INTENTION TO CORRECT THE CONDITION PURSUANT TO SECTION 33-1363."
- 7 Line 32, strike "HOUSEHOLD PESTS" insert "BEDBUGS"
- 8 Line 34, strike "COSTS" insert "EXPENSE"
- 9 Line 35, after "NOTICE" insert ", FAILS TO ALLOW REASONABLE ACCESS,"
- 10 Line 36, after "PROTOCOL" insert ", APPLIES OR PERMITS ANY UNLICENSED PERSON TO
11 APPLY ANY PEST CONTROL TREATMENTS"
- 12 Line 39, after "A" strike remainder of line; strike lines 40 and 41, insert
13 "BEDBUG IS DEEMED SUCCESSFUL FOLLOWING TREATMENT BY A LICENSED APPLICATOR."
- 14 Line 43, strike ""HOUSEHOLD PEST" MEANS BEDBUGS KNOWN AS" insert ""BEDBUGS"
15 MEANS"
- 16 Page 4, line 1, strike "A HOUSEHOLD PEST" insert "BEDBUGS"
- 17 Line 4, strike "PROVIDER" insert "APPLICATOR"
- 18 Line 5, strike "A HOUSEHOLD PEST" insert "BEDBUGS"
- 19 Line 8, strike "HOUSEHOLD PESTS" insert "BEDBUGS"
- 20 Between lines 8 and 9, insert:
21 "4. "PEST CONTROL EXPENSES" MEANS THE COST OF THE PEST CONTROL
22 TREATMENT OR TREATMENTS AND POSSIBLY THE CLEANING, REMOVAL AND REPLACEMENT OF
23 FLOORING DEPENDING ON THE DEGREE OF INFESTATION."
- 24 Renumber to conform.
- 25 Page 5, line 10, after "MEDICAL" insert "OR LEGAL"
- 26 Amend title to conform

MICHELE REAGAN

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3/2/10
10:26 AM
H:jmb