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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 212

01/22/2019 Authored by Davnie, Lee, Her, Dehn, Long and others
The bill was read for the first time and referred to the Agriculture and Food Finance and Policy Division

1.1 A bill for an act
1.2 relating to agriculture; eliminating state preemption of certain pesticide control
1.3 ordinances for cities of the first class; amending Minnesota Statutes 2018, section
1.4 18B.02.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2018, section 18B.02, is amended to read:

1.7 18B.02 PREEMPTION OF LOCAL LAW.

1.8 (a) Except as provided in paragraph (b) or as otherwise specifically provided in this
1.9 chapter, the provisions of this chapter preempt ordinances by local governments that prohibit
1.10 or regulate any matter relating to the registration, labeling, distribution, sale, handling, use,
1.11 application, or disposal of pesticides. It is not the intent of this section to preempt local
1.12 responsibilities for zoning, fire codes, or hazardous waste disposal.

1.13 (b) An ordinance adopted and enforced by a city of the first class that prohibits or
1.14 regulates any matter relating to the use, application, or disposal of pesticides is not preempted
1.15 by the provisions of this chapter.