

been retaining pursuant to the garnishment shall be returned to the judgment debtor.

Sec. 24. **REPEALER.** Minnesota Statutes 1974, Sections 571.47, 571.48, and 571.49 are repealed.

Approved April 20, 1976.

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## CHAPTER 336—H.F.No.1909

[Coded]

*An act relating to health; prohibiting sale and use of certain chemicals; restricting the application of pesticides; providing penalties.*

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

Section 1. **[18A.48] PESTICIDES; RESTRICTIONS; SALE OR USE OF CERTAIN COMPOUND PROHIBITED.** [Subdivision 1.] No person shall sell, offer for sale, or use any pesticide as defined by Laws 1976, Chapter 53, Section 1, Subdivision 25, containing in excess of 0.1 parts per million of 2,3,7, 8-tetrachlorodibenzo-para-dioxin (TCDD).

Sec. 2. **[18A.48] [Subd. 2.]** The application of any pesticide containing TCDD shall be restricted to those licensed commercial applicators regulated by the commissioner of agriculture under the provisions of Laws 1976, Chapter 53, for any application to an area greater than 10 acres. An application to an area of less than 10 acres by a private applicator as defined in Laws 1976, Chapter 53, Section 1, Subdivision 27, shall be lawful.

Sec. 3. **[18A.48] [Subd. 3.]** No aerial application of a pesticide containing TCDD shall be made by other than a licensed commercial applicator. Prior to any such aerial application the applicator must obtain a special permit from the commissioner of agriculture who, with the concurrence of the commissioner of the department of natural resources, shall certify the proposed use is safe and that there is no feasible alternative.

Sec. 4. **[18A.48] [Subd. 4.]** A violation of this act is a misdemeanor. Each day of violation is a separate offense.

Approved April 20, 1976.

Changes or additions indicated by underline deletions by ~~strikeout~~