SENATE
STATE OF MINNESOTA
EIGHTY-SEVENTH LEGISLATURE

S.F. No. 776

(SENATE AUTHORS: ROSEN, Skoe, Dahms, Nienow and Sparks)

DATE	D-PG	OFFICIAL STATUS
03/14/2011	500	Introduction and first reading Referred to Agriculture and Rural Economies
03/16/2011	514a	Comm report: To pass as amended and re-refer to Environment and Natural Resources

A bill for an act

relating to agriculture; clarifying the authority for regulating terrestrial pesticide applications; amending Minnesota Statutes 2010, sections 18B.03, subdivision 1; 115.03, by adding a subdivision.

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

Section 1. Minnesota Statutes 2010, section 18B.03, subdivision 1, is amended to read:

Subdivision 1. **Administration by commissioner.** The commissioner shall administer, implement, and enforce this chapter and the Department of Agriculture is the lead state agency for the regulation of pesticides. The commissioner has the sole regulatory authority over the terrestrial application of pesticides. A state agency other than the Department of Agriculture shall not regulate or require permits for the terrestrial application of pesticides.

Sec. 2. Minnesota Statutes 2010, section 115.03, is amended by adding a subdivision to read:

Subd. 11. **Aquatic application of pesticides.** (a) The agency may issue National Pollutant Discharge Elimination System permits for pesticide applications to waters of the United States that are required by federal law or rule. The agency shall not require permits for aquatic pesticide applications beyond what is required by federal law or rule.

(b) The agency shall not regulate or require permits for the terrestrial application of pesticides.