

CHAPTER 18

PEST CONTROL

18.022	Insect pests, plant diseases, bee diseases, and destructive or nuisance animals.	18.0227	Experimental grasshopper control.
		18.023	Shade tree disease control.
		18.79	Duties of the commissioner.

18.022 INSECT PESTS, PLANT DISEASES, BEE DISEASES, AND DESTRUCTIVE OR NUISANCE ANIMALS.

[For text of subs 1 to 8, see M.S.1996]

Subd. 9. **Rules.** The commissioner may adopt rules in accordance with chapter 14 prescribing control measures to be used to prevent the spread of shade tree diseases and shall include the following: (a) A definition of shade tree, (b) qualifications for inspectors, (c) methods of identifying diseased shade trees, (d) procedures for giving reasonable notice of inspection of private real property, (e) measures for the treatment and removal of any shade tree which may contribute to the spread of shade tree disease, and (f) such other matters as shall be determined to be necessary by the commissioner to prevent the spread of shade tree disease and enforce the provisions of this section. The rules of the commissioner shall apply in a county, city or town unless the county, city or town adopts an ordinance or resolution pursuant to subdivision 6 which is determined by the commissioner to be more stringent than the rules of the commissioner. The rules of the commissioner or the more stringent ordinance or resolution of the city, county or town shall apply to all state agencies and special purpose districts which own or control land within any county, city or town exercising the powers granted in this section.

History: 1997 c 187 art 5 s 8

18.0227 EXPERIMENTAL GRASSHOPPER CONTROL.

[For text of subs 1 and 2, see M.S.1996]

Subd. 3. **Administration.** The commissioner shall develop the experimental grasshopper control program and may adopt rules, guidelines, and procedures notwithstanding chapter 14 to implement the program, except the commissioner must comply with section 14.386, paragraph (a), clauses (1) and (3). Section 14.386, paragraph (b), does not apply to these rules, guidelines, and procedures.

History: 1997 c 187 art 5 s 9

18.023 SHADE TREE DISEASE CONTROL.

[For text of subs 1 and 2, see M.S.1996]

Subd. 3. **Rules; applicability to municipalities.** The rules of the commissioner shall apply in a municipality unless the municipality adopts an ordinance which is determined by the commissioner to be more stringent than the rules of the commissioner. The rules of the commissioner or the more stringent ordinance of the municipality shall be in effect 60 days from March 31, 1974. The rules of the commissioner or the municipality shall apply to all state agencies, special purpose districts and metropolitan commissions as defined in section 473.121, subdivision 5a, which own or control land adjacent to or within a shade tree disease control area in Laws 1975, chapter 253.

[For text of subs 3a to 13, see M.S.1996]

History: 1997 c 7 art 1 s 7

18.79 DUTIES OF THE COMMISSIONER.

[For text of subs 1 to 11, see M.S.1996]

Subd. 12. **Noxious-weed-free forage and mulch certification agency.** The official certification agency for noxious-weed-free forage and mulch shall be determined by the commissioner of agriculture in consultation with the director of the Minnesota agricultural experiment station.

History: 1997 c 216 s 27