
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #:

ATTY/TYPIST: LC:sj

BRIEF TITLE:

2 ESB 6273 - H COMM AMD

3 By Committee on Agriculture & Rural Development

4 ADOPTED AS AMENDED 3/9/92

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 15.58 RCW
8 to read as follows:

9 (1) Except as provided in subsections (2) and (5) of this section,
10 no city, town, or county may regulate the use of pesticides: On lands
11 designated as being agricultural or forest lands under RCW 36.70A.170;
12 on land classified as farm and agricultural land under chapter 84.34
13 RCW; on land regarding which pesticide use is regulated under chapter
14 76.09 RCW; or on a right of way or easement for a state highway or for
15 a privately or governmentally owned public utility.

16 (2) A city, town, or county may regulate the use of pesticides on
17 lands, rights of way, or easements listed in subsection (1) of this
18 section only for the purpose of: Implementing the requirements of the
19 rules of the state's department of health or state board of health for
20 protecting drinking water supplies; or providing compliance with water
21 quality standards established by the state's department of ecology by
22 rule.

23 (3) Before proposing an ordinance to regulate pesticides, a city,
24 town, or county shall consult with the state's departments of
25 agriculture, ecology, and health.

26 (4) Except as provided in subsection (5) of this section, no unit
27 of local government in this state other than a city, town, or county
28 may regulate pesticides.

1 (5) The provisions of this section do not prohibit a unit of local
2 government from managing or regulating pesticides on property in which
3 the unit of government has any legal or equitable ownership interest or
4 leasehold interest."

5 "NEW SECTION. **Sec. 2.** A new section is added to chapter 17.21 RCW
6 to read as follows:

7 (1) Except as provided in subsections (2) and (5) of this section,
8 no city, town, or county may regulate the use of pesticides: On lands
9 designated as being agricultural or forest lands under RCW 36.70A.170;
10 on land classified as farm and agricultural land under chapter 84.34
11 RCW; on land regarding which pesticide use is regulated under chapter
12 76.09 RCW; or on a right of way or easement for a state highway or for
13 a privately or governmentally owned public utility.

14 (2) A city, town, or county may regulate the use of pesticides on
15 lands, rights of way, or easements listed in subsection (1) of this
16 section only for the purpose of: Implementing the requirements of the
17 rules of the state's department of health or state board of health for
18 protecting drinking water supplies; or providing compliance with water
19 quality standards established by the state's department of ecology by
20 rule.

21 (3) Before proposing an ordinance to regulate pesticides, a city,
22 town, or county shall consult with the state's departments of
23 agriculture, ecology, and health.

24 (4) Except as provided in subsection (5) of this section, no unit
25 of local government in this state other than a city, town, or county
26 may regulate pesticides.

27 (5) The provisions of this section do not prohibit a unit of local
28 government from managing or regulating pesticides on property in which

1 the unit of government has any legal or equitable ownership interest or
2 leasehold interest."

3 "NEW SECTION. Sec. 3. This act is necessary for the immediate
4 preservation of the public peace, health, or safety, or support of the
5 state government and its existing public institutions, and shall take
6 effect immediately."

7 "NEW SECTION. Sec. 4. This act shall expire on July 1, 1994."

8 **ESB 6273** - H COMM AMD
9 By Committee on Agriculture & Rural Development

10

11 On page 1, line 2 of the title, after "pesticides;" strike the
12 remainder of the title and insert "adding a new section to chapter
13 15.58 RCW; adding a new section to chapter 17.21 RCW; providing an
14 expiration date; and declaring an emergency."