

2 **ESB 6273** - H AMD TO AG COMM AMD (H-4996.1/92) 0362 **ADOPTED 03/06/92**
3 By Representatives R. Johnson, Chandler and Haugen

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5 On page 1, after line 6 of the amendment, strike the remainder of
6 the amendment and insert the 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.

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. 2. A new section is added to chapter 17.21 RCW
4 to read as follows:

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

12 (2) A city, town, or county may regulate the use of pesticides on
13 lands, rights of way, or easements listed in subsection (1) of this
14 section only for the purpose of implementing the requirements of the
15 rules of the state's department of health or state board of health for
16 protecting drinking water supplies.

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

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

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

27 "NEW SECTION. Sec. 3. This act is necessary for the immediate
28 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and shall take
2 effect immediately."

3 "NEW SECTION. **Sec. 4.** This act shall expire on July 1, 1995."