

CERTIFICATION OF ENROLLMENT

ENGROSSED SENATE BILL 6273

52nd Legislature
1992 Regular Session

Passed by the Senate March 9, 1992
Yeas 36 Nays 12

President of the Senate

Passed by the House March 6, 1992
Yeas 58 Nays 38

**Speaker of the
House of Representatives**

Approved

CERTIFICATE

I, Gordon Golob, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SENATE BILL 6273** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

Governor of the State of Washington

**Secretary of State
State of Washington**

ENGROSSED SENATE BILL 6273

AS AMENDED BY THE SENATE

Passed Legislature - 1992 Regular Session

State of Washington 52nd Legislature 1992 Regular Session

By Senators Patterson, Snyder and Barr

Read first time 01/23/92. Referred to Committee on Agriculture & Water Resources.

1 AN ACT Relating to clarifying the department of agriculture's
2 authority to regulate pesticides; adding a new section to chapter 15.58
3 RCW; adding a new section to chapter 17.21 RCW; providing an expiration
4 date; and declaring an emergency.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

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

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

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

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

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

14 (5) The provisions of this section do not prohibit a unit of local
15 government from managing or regulating pesticides on property in which
16 the unit of government has any legal or equitable ownership interest or
17 leasehold interest.

18 NEW SECTION. **Sec. 2.** A new section is added to chapter 17.21 RCW
19 to read as follows:

20 (1) Except as provided in subsections (2) and (5) of this section,
21 no city, town, or county may regulate the use of pesticides: On lands
22 designated as being agricultural or forest lands under RCW 36.70A.170;
23 on land classified as farm and agricultural land under chapter 84.34
24 RCW; on land regarding which pesticide use is regulated under chapter
25 76.09 RCW; or on a right of way or easement for a state highway or for
26 a privately or governmentally owned public utility.

27 (2) A city, town, or county may regulate the use of pesticides on
28 lands, rights of way, or easements listed in subsection (1) of this
29 section only for the purpose of: Implementing the requirements of the

1 rules of the state's department of health or state board of health for
2 protecting drinking water supplies; or providing compliance with water
3 quality standards established by the state's department of ecology by
4 rule.

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

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

11 (5) The provisions of this section do not prohibit a unit of local
12 government from managing or regulating pesticides on property in which
13 the unit of government has any legal or equitable ownership interest or
14 leasehold interest.

15 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
16 preservation of the public peace, health, or safety, or support of the
17 state government and its existing public institutions, and shall take
18 effect immediately.

19 NEW SECTION. **Sec. 4.** This act shall expire on July 1, 1994.