

2 **SB 6273** - S COMM AMD

3 By Committee on Agriculture & Water Resources

4 ADOPTED 2/17/92

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

7 "**Sec. 1.** RCW 15.58.020 and 1971 ex.s. c 190 s 2 are each amended
8 to read as follows:

9 The formulation, distribution, storage, transportation, and
10 disposal of any pesticide and the dissemination of accurate scientific
11 information as to the proper use, or nonuse, of any pesticide, is
12 important and vital to the maintenance of a high level of public health
13 and welfare both immediate and future, and is hereby declared to be a
14 business affected with the public interest. A system of pesticide
15 regulation that is consistent, coordinated, and comports with both
16 federal and state technical expertise is essential in maintaining the
17 level of public health and welfare, and local regulation of pesticides
18 beyond the limited regulation expressly authorized by the legislature,
19 does not materially assist in achieving this goal. The provisions of
20 this chapter are enacted in the exercise of the police powers of the
21 state for the purpose of protecting the immediate and future health and
22 welfare of the people of the state."

23 "NEW SECTION. **Sec. 2.** A new section is added to chapter 15.58 RCW
24 to read as follows:

25 Except as provided in RCW 17.21.305, a city, town, county, special
26 purpose district, or any other unit of local government in this state
27 may not adopt or continue in effect an ordinance, rule, regulation, or

1 statute regarding pesticide sale or use, including without limitation:
2 Registration, advertising and marketing, distribution, storage,
3 transportation, disposal, disclosure of confidential information, or
4 product composition. This section does not apply to the adoption or
5 continuation in effect of a fire code adopted under chapter 19.27 RCW
6 or to any rules or regulations adopted under such a code."

7 "Sec. 3. RCW 17.21.010 and 1967 c 177 s 1 are each amended to read
8 as follows:

9 The application and the control of the use of various pesticides is
10 important and vital to the maintenance of a high level of public health
11 and welfare both immediate and future, and is hereby declared to be
12 affected with the public interest. A system of pesticide regulation
13 that is consistent, coordinated, and comports with both federal and
14 state technical expertise is essential in maintaining the level of
15 public health and welfare, and local regulation of pesticides beyond
16 the limited regulation expressly authorized by the legislature, does
17 not materially assist in achieving this goal. The provisions of this
18 chapter are enacted in the exercise of the police power of the state
19 for the purpose of protecting the immediate and future health and
20 welfare of the people of the state."

21 "NEW SECTION. Sec. 4. A new section is added to chapter 17.21 RCW
22 to read as follows:

23 Except as provided in RCW 17.21.305, a city, town, county, special
24 purpose district, or any other unit of local government in this state
25 may not adopt or continue in effect an ordinance, rule, regulation, or
26 statute regarding pesticide sale or use, including without limitation:
27 Method and manner of application, notification of use, applicator
28 training and certification, or storage. This section does not apply to

1 the adoption or continuation in effect of a fire code adopted under
2 chapter 19.27 RCW or to any rules or regulations adopted under such a
3 code."

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

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11 On page 1, line 2 of the title, after "pesticides;" strike the
12 remainder of the title and insert "amending RCW 15.58.020 and
13 17.21.010; adding a new section to chapter 15.58 RCW; adding a new
14 section to chapter 17.21 RCW; and declaring an emergency."