

February 1, 2005

PROPOSED AMENDMENTS TO SENATE BILL NO. 2371

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 19-18 of the North Dakota Century Code, relating to minimum-risk pesticides.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1.** A new section to chapter 19-18 of the North Dakota Century Code is created and enacted as follows:

**Minimum-risk pesticide - Certificate of exemption.**

1. Section 19-18-03 does not apply to any person who distributes, sells, or offers for sale within this state or delivers for transportation or transports in intrastate commerce or between points within this state through any point outside this state a minimum-risk pesticide exempt from registration under the Insecticide, Fungicide, and Rodenticide Act [Pub. L. 100-532; 102 Stat. 2654; 7 U.S.C. 136 et seq.], provided the person has obtained a certificate of exemption from the commissioner.
2. To obtain a certificate of exemption for a minimum-risk pesticide, a person shall file an application with the commissioner. The application must include:
  - a. The name and address of the product's manufacturer or distributor;
  - b. The name and brand name of the product;
  - c. A current label for the product; and
  - d. A twenty-five dollar fee.
3. The commissioner shall remit any fees collected under this section to the state treasurer for deposit in the environment and rangeland protection fund.
4. A certificate of exemption issued under this section is effective on the date of its issuance and expires on December thirty-first of an odd-numbered year."

Renumber accordingly