

**FIRST ENGROSSMENT
with House Amendments**

ENGROSSED SENATE BILL NO. 2371

Introduced by

Senators Andrist, Flakoll, Klein, G. Lee

1 A BILL for an Act to create and enact a new section to chapter 19-18 of the North Dakota
2 Century Code, relating to minimum-risk pesticides.

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

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

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

- 7 1. Section 19-18-03 does not apply to any person who distributes, sells, or offers for
8 sale within this state or delivers for transportation or transports in intrastate
9 commerce or between points within this state through any point outside this state a
10 minimum-risk pesticide exempt from registration under the Insecticide, Fungicide,
11 and Rodenticide Act [Pub. L. 100-532; 102 Stat. 2654; 7 U.S.C. 136 et seq.],
12 provided the person has obtained a certificate of exemption from the
13 commissioner.
- 14 2. To obtain a certificate of exemption for a minimum-risk pesticide, a person shall file
15 an application with the commissioner. The application must include:
16 a. The name and address of the product's manufacturer or distributor;
17 b. The name and brand name of the product;
18 c. A current label for the product; and
19 d. A fee equal in amount to the fee set under section 19-18-04 for the
20 registration of a pesticide.
- 21 3. The commissioner shall remit any fees collected under this section to the state
22 treasurer for deposit in the environment and rangeland protection fund.

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- 1 4. Each exemption from registration covers a designated two-year period beginning
- 2 January first of each even-numbered year and expiring December thirty-first of the
- 3 following year.