

HOUSE BILL NO. 205

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE MCKAY

Introduced: 5/6/21

Referred: Community and Regional Affairs, State Affairs

A BILL

FOR AN ACT ENTITLED

1 **"An Act reserving to the state the authority to regulate pesticides; restricting the**
2 **authority of local governments to regulate pesticides; and providing for an effective**
3 **date."**

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1.** AS 29.10.200 is amended by adding a new paragraph to read:

6 (68) AS 29.35.142 (regulation of pesticides).

7 * **Sec. 2.** AS 29.35 is amended by adding a new section to read:

8 **Sec. 29.35.142. Regulation of pesticides.** (a) The authority to regulate
9 pesticides is reserved to the state. A municipality may not enact or enforce an
10 ordinance, rule, or order regulating

11 (1) the sale, use, registration, notification of use, advertising and
12 marketing, distribution, storage, transportation, or disposal of a pesticide;

13 (2) applicator training on and certification for the use of a pesticide;

14 (3) disclosure of confidential information relating to a pesticide; or

- 1 (4) competition in the pesticide market.
- 2 (b) This section applies to home rule and general law municipalities.
- 3 (c) In this section, "pesticide" has the meaning given in AS 46.03.900.
- 4 * **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).