

1.1 ..... moves to amend H.F. No. 1733, the delete everything amendment  
1.2 (H1733DE2), as follows:

1.3 Page 1, before line 3, insert:

1.4 "Section 1. Minnesota Statutes 2018, section 18B.02, is amended to read:

1.5 **18B.02 PREEMPTION OF LOCAL LAW; DELEGATION.**

1.6 (a) Except as specifically provided in this chapter, the provisions of this chapter preempt  
1.7 ordinances by local governments that prohibit or regulate any matter relating to the  
1.8 registration, labeling, distribution, sale, handling, use, application, or disposal of pesticides.  
1.9 It is not the intent of this section to preempt local responsibilities for zoning, fire codes, or  
1.10 hazardous waste disposal.

1.11 (b) The commissioner may enter into agreements with cities of the first class and delegate  
1.12 the commissioner's duties under this chapter and rules adopted by the commissioner pursuant  
1.13 to section 18B.06 regarding the use, application, or disposal of pesticides. A fee established  
1.14 by a city of the first class to recover costs of enforcement must be established by ordinance  
1.15 and must be fair, reasonable, and proportionate to actual costs incurred pursuant to the  
1.16 delegation agreement. An agreement entered into by the commissioner and a city of the  
1.17 first class pursuant to this paragraph must:

1.18 (1) specify minimum staff requirements and qualifications and other reasonable standards  
1.19 as determined by the commissioner;

1.20 (2) establish specific criteria the commissioner will use to determine if the city of the  
1.21 first class meets appropriate standards and is sufficient to replace enforcement by the  
1.22 commissioner; and

1.23 (3) provide for termination procedures if the commissioner determines that the city of  
1.24 the first class has failed to comply with the delegation agreement."

- 2.1 Renumber the sections in sequence and correct the internal references
- 2.2 Amend the title accordingly