

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 370  
**Version:** First Engrossment  
**DATE:** February 18, 1999  
**Authors:** Harder and others  
**Subject:** Out-of-state sale of pesticides not registered for use in Minnesota  
**Analyst:** Sam Rankin 651-296-5047

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: [www.house.mn/hrd](http://www.house.mn/hrd).

---

### Overview

Minnesota law (MN Statutes section 18B.26, subdivision 1) prohibits the use or distribution in Minnesota of restricted use pesticides that are not registered with the Commissioner of Agriculture. The U.S. Environmental Protection Agency has recently issued a "conditional use" registration a new pesticide compound, "Balance." The conditional use registration allows the compound to be used in several states bordering Minnesota, but not in Minnesota. Agricultural chemical suppliers located in Minnesota but serving customers in the bordering states are not currently allowed to provide Balance to their customers outside the state. HF 370, in its first engrossment, clarifies the restriction by allowing the commissioner to allow specific pesticide products to be distributed by Minnesota agricultural supply dealers for use in another state. The effective date of the authorization is made retroactive to January 1, 1999, to allow out-of-state customers who have made a pre-payment on their 1999 agricultural chemical needs to select Balance as their product of choice when it is time to do field application in the spring or early summer.

- 1 Registration required.** Amends existing law by authorizing the Commissioner of Agriculture to allow Minnesota farm chemical suppliers to distribute specific pesticide products to customers outside Minnesota even though the chemical is not registered for use within the state.
- 2 Effective date.** The provisions of section 1 are effective retroactive to January 1, 1999.