

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**

A Bill

SENATE BILL 468

4 **By: Senators Fitch, Cassady, and Everett**

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For An Act To Be Entitled

8 "AN ACT TO PROVIDE THAT COUNTIES, MUNICIPALITIES AND OTHER
9 POLITICAL SUBDIVISIONS OF THE STATE SHALL NOT ADOPT ANY
10 ORDINANCE OR REGULATION RELATING TO LABELING, SELLING,
11 TRANSPORTING, USE OR DISPOSAL OF PESTICIDES; AND FOR OTHER
12 PURPOSES."

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Subtitle

15 "TO LIMIT THE AUTHORITY OF COUNTIES AND CITIES TO ADOPT OR
16 ENFORCE ORDINANCES RELATING TO LABELING, HANDLING, USE AND
17 DISPOSAL OF PESTICIDES."

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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Subchapter 2 of Chapter 20 of Title 20 of the Arkansas Code
22 of 1987 is amended by adding a new section at the end to read as follows:

23 "20-20-226. State Preemption.

24 Except as otherwise authorized in this subchapter, no city, county or
25 other political subdivision of the state shall adopt any ordinance, rule, or
26 regulation regarding the registration, labeling, distribution, sale, handling,
27 use, application, transportation or disposal of pesticides."

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29 *SECTION 2. This act shall not affect the validity of any ordinance,*
30 *rule, or regulation regarding the registration, labeling, distribution, sale,*
31 *handling, use, application, transportation or disposal of pesticides adopted*
32 *prior to March 1, 1993.*

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34 SECTION 3. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

1 Revision Commission shall incorporate the same in the Code.

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4 SECTION 4. If any provision of this act or the application thereof to
5 any person or circumstance is held invalid, such invalidity shall not affect
6 other provisions or applications of the act which can be given effect without
7 the invalid provision or application, and to this end the provisions of this
8 act are declared to be severable.

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10 SECTION 5. All laws and parts of laws in conflict with this act are
11 hereby repealed.

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13 SECTION 6. EMERGENCY. Not adopted.

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15 */s/Senators Fitch et al.*

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