



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-3173/1  
MCP:cdc

## 2019 SENATE BILL 209

May 15, 2019 - Introduced by Senators MILLER, L. TAYLOR, RISSER, CARPENTER and SMITH, cosponsored by Representatives C. TAYLOR, SHANKLAND, STUBBS, ZAMARRIPA, SARGENT, BILLINGS, CONSIDINE, CABRERA, POPE, SUBECK, OHNSTAD, BROSTOFF, SINICKI, HEBL, ANDERSON, FIELDS and NEUBAUER. Referred to Committee on Government Operations, Technology and Consumer Protection.

1     **AN ACT to repeal** 94.701 of the statutes; **relating to:** allowing local governments  
2             to regulate pesticides.

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### *Analysis by the Legislative Reference Bureau*

Under current law, a city, village, town, or county (political subdivision) may not enact an ordinance that prohibits the use of or otherwise regulates pesticides unless the ordinance 1) regulates pesticide use on property that the political subdivision owns; 2) zones areas for pesticide manufacturing, distribution, and disposal; 3) implements a pesticide regulation required by law; 4) implements a cooperative agreement with the federal environmental protection agency; 5) prohibits conduct that is prohibited under certain laws; 6) requires notification of pesticide use to be given to the political subdivision, if such notice is required by law; 7) sets standards for fire prevention in the storage of pesticides that pose a fire hazard; 8) regulates pesticides pursuant to a storm water management program; or 9) relates to the storage, treatment, or disposal of solid waste containing pesticides. Current law also requires a political subdivision to consult with the Department of Agriculture, Trade and Consumer Protection before enacting a pesticide ordinance.

This bill eliminates these prohibitions and requirements. Under the bill, a political subdivision may enact an ordinance that prohibits the use of or otherwise regulates pesticides.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

