

206.34 Local legislation — prohibition.

1. As used in [this section](#):

a. “*Local governmental entity*” means any political subdivision, or any state authority which is not the general assembly or under the direction of a principal central department as enumerated in [section 7E.5](#), including a city as defined in [section 362.2](#), a county as provided in [chapter 331](#), or any special purpose district.

b. “*Local legislation*” means any ordinance, motion, resolution, amendment, regulation, or rule adopted by a local governmental entity.

2. The provisions of [this chapter](#) and rules adopted by the department pursuant to [this chapter](#) shall preempt local legislation adopted by a local governmental entity relating to the use, sale, distribution, storage, transportation, disposal, formulation, labeling, registration, or manufacture of a pesticide. A local governmental entity shall not adopt or continue in effect local legislation relating to the use, sale, distribution, storage, transportation, disposal, formulation, labeling, registration, or manufacture of a pesticide, regardless of whether a statute or rule adopted by the department applies to preempt the local legislation. Local legislation in violation of [this section](#) is void and unenforceable.

3. [This section](#) does not apply to local legislation of general applicability to commercial activity.

[94 Acts, ch 1002, §2; 94 Acts, ch 1198, §42](#)