

**206.21 Secretary of agriculture — duties.**

1. The secretary is authorized, after public hearing following due notice, to make appropriate rules for carrying out the provisions of [this chapter](#), including rules providing for the collection and chemical examination of samples of pesticides or devices.

2. *a.* The secretary, including the secretary's authorized agents, inspectors, or employees, may enter into or upon any place during reasonable business hours in order to do any of the following:

(1) Take periodic random samples for chemical examinations of pesticides and devices.

(2) Open any bundle, package or other container containing or believed to contain a pesticide in order to determine whether the pesticide or device complies with the requirements of [this chapter](#).

(3) Monitor the use of or review the pesticide application.

*b.* Methods of analysis shall be those currently used by the association of official agricultural chemists.

3. The secretary of agriculture, in cooperation with the advisory committee created pursuant to [section 206.23](#), shall designate areas with a history of concerns regarding nearby pesticide applications as pesticide management areas. The secretary shall adopt rules for designating pesticide management areas.

[C66, 71, 73, §206.6; C75, 77, 79, 81, §206.21]

[87 Acts, ch 225, §225; 2012 Acts, ch 1095, §136](#)