

**Senate File 601 - Introduced**

SENATE FILE 601  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 554)  
(SUCCESSOR TO SF 370)

**A BILL FOR**

1 An Act establishing a pesticide administration and enforcement  
2 fund and making appropriations.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 206.5, subsection 2, Code 2019, is  
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. *c.* Moneys collected by the department from  
4 certification fees shall be credited to the administration fund  
5 created in section 206.5A.

6 Sec. 2. NEW SECTION. **206.5A Pesticide administration and**  
7 **enforcement fund.**

8 1. A pesticide administration and enforcement fund is  
9 created in the state treasury under the management and control  
10 of the department.

11 2. The fund shall include moneys collected by the department  
12 in fees as provided in section 206.5 and moneys appropriated  
13 by the general assembly. The fund may include other moneys  
14 available to and obtained or accepted by the department,  
15 including moneys from public or private sources.

16 3. Moneys in the fund are appropriated to the department  
17 and shall be used exclusively to administer and enforce the  
18 provisions of this chapter as determined and directed by the  
19 department, and shall not require further special authorization  
20 by the general assembly.

21 4. *a.* Notwithstanding section 12C.7, interest or earnings  
22 on moneys in the fund shall be credited to the fund.

23 *b.* Notwithstanding section 8.33, moneys credited to the fund  
24 that remain unexpended or unobligated at the end of a fiscal  
25 year shall not revert to any other fund.

26 EXPLANATION

27 The inclusion of this explanation does not constitute agreement with  
28 the explanation's substance by the members of the general assembly.

29 BILL'S PROVISIONS. This bill amends Code chapter 206,  
30 the "Pesticide Act of Iowa", which is administered by the  
31 department of agriculture and land stewardship (DALs). The  
32 bill provides that all certification fees are credited to a  
33 new pesticide administration and enforcement fund under DALs'  
34 management and control to be used to administer and enforce the  
35 provisions of the Code chapter.

1 BACKGROUND. A person who applies a restricted-use pesticide  
2 as designated by DAL5 rule must be certified as a commercial,  
3 public, or private applicator. In addition to paying a fee,  
4 the person must pass an examination or attend continuing  
5 instructional courses. A commercial applicator is a person  
6 engaged in the business of applying pesticides, a public  
7 applicator is a person employed to apply pesticides by a state  
8 or local government, and a private applicator is a person who  
9 applies or supervises the use of a pesticide on property owned  
10 or leased by the person.