

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 2032

BY: HOLT

AS INTRODUCED

AN ACT RELATING TO AGRICULTURE; PROVIDING FOR THE
OCCUPATION AND PREEMPTION OF THE ENTIRE FIELD OF
LEGISLATION RELATING TO PESTICIDES AND PESTICIDE
APPLICATION; MAKING EXISTING AND ANY FUTURE ORDERS,
ORDINANCES OR REGULATIONS ON SUCH NULL AND VOID;
PROVIDING FOR CODIFICATION; AND DECLARING AN
EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 3-64a of Title 2, unless there
is created a duplication in numbering, reads as follows:

A. The State Legislature hereby occupies and preempts the
entire field of legislation in this state touching in any way
pesticides to the complete exclusion of any order, ordinance, or
regulation by any municipality or other political subdivision of
this state. Existing or any future orders, ordinances, or
regulations in this field are null and void.

B. No municipality or other political subdivision of this state
shall adopt any order, ordinance, or regulation concerning in any
way the sale, purchase, purchase delay, transfer, ownership, use,
keeping, possession, bearing, transportation, licensing, permit,

registration, taxation other than sales and compensating use taxes, or other controls on pesticides.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3-82a of Title 2, unless there is created a duplication in numbering, reads as follows:

The State Legislature hereby occupies and preempts the entire field of legislation in this state touching in any way pesticide application to the complete exclusion of any order, ordinance, or regulation by any municipality or other political subdivision of this state. Any existing or future orders, ordinances, or regulations in this field are null and void.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-2-7281 KSM