



One Hundred First Legislature - First Session - 2009
Introducer's Statement of Intent
LB 100

Chairperson: Tom Carlson
Committee: Agriculture
Date of Hearing: January 20, 2009

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 100 inserts a series of clarifications in the duties and authorities assigned to the Department of Agriculture for implementation and enforcement of the Nebraska Pesticide Act. Specifically, LB 100 proposes the following changes:

- Expands information that the Department may require of applicants for registration of pesticide products and the circumstances under which such information may be requested to facilitate evaluation of applicability of product assumptions to Nebraska conditions;
- Provide express statutory instruction that Nebraska residents are not eligible for a Nebraska reciprocal license;
- Add date of birth as a required element of information provided by applicants for applicator licenses;
- Expressly adds noncooperation of the complainant with the Department's investigation of complaint of damage from pesticides as a consideration in the Department's exercise of its discretion to pursue disciplinary actions taken against alleged offending licensees;
- Clarifies express unlawful acts with respect to pesticide use to remove ambiguity that acts that are unlawful for persons licensed under the Act to commit are unlawful if committed by persons that are not licensed.

Principal Introducer:

Senator Tom Carlson