

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

174I0568

HOUSE AGRICULTURE AND NATURAL RESOURCES

COMMITTEE ENGROSSED NO. **HB 1170** -

02/11/2003

Introduced by: Representatives Adelstein, Davis, Deadrick (Thomas), Hargens, and Lintz and  
Senators Diedrich (Larry), Duenwald, Jaspers, Nachtigal, and Sutton (Dan)

1 FOR AN ACT ENTITLED, An Act to revise certain administrative rules related to reports by  
2 pesticide applicators.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That ARSD 12:56:07:05 be amended to read as follows:

5 12:56:07:05. ~~Each commercial applicator shall, upon written request,~~ The department may  
6 require any commercial applicator, not more than once in any five-year period, to furnish the  
7 department with ~~an annual~~ a summary for the preceding year, which shall include the following  
8 information by county: crop, site, or commodity treated, pest treated, trade or brand name and  
9 common name of pesticide applied, the percent of or pounds of active ingredient per gallon, and  
10 total volume used. The secretary of agriculture may require the information to be submitted more  
11 often than once every five-year period if circumstances require that such data are needed to  
12 protect the health and well-being of the citizens of South Dakota.

13 All summaries and the information therein submitted to the department shall be held in  
14 confidence unless that information is used by the department to compile an area or state-wide



1 report of usage of pesticides by commercial applicators or is subpoenaed by a court of law.

2 The department ~~shall~~ may not issue a renewed license or allow a certification to be renewed

3 if the commercial applicator applying for such a license or certification has not submitted the

4 requested summary for the preceding year.