

SENATE FILE NO. SF0105

Weed and pest control districts-unfair competition.

Sponsored by: Senator(s) Peterson and Representative(s)
Teeters

A BILL

for

1 AN ACT relating to weed and pest control districts;
2 prohibiting districts from competing with private
3 operations as specified; and providing for an effective
4 date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 11-5-108 is amended to read:

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10 **11-5-108. Rates and application of pesticides;**
11 **payment by landowner.**

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13 (a) The district board may establish rates and engage
14 in the application of agricultural pesticides for weed and
15 pest control, subject to subsection (b) of this section.

16 The district board may cost share in the agricultural

1 pesticides, and the landowner shall pay the full cost of
2 the application. If services provided are not paid for by
3 the landowner for whom rendered, such indebtedness may be
4 collected as provided by W.S. 11-5-107(c).

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6 (b) A district board shall not engage in the
7 application of agricultural pesticides for weed and pest
8 control on industrial or commercial property unless there
9 is no privately owned entity operating in the district that
10 is able and willing to perform the service at a reasonable
11 cost. Nothing in this subsection shall limit the district
12 board's authority to act pursuant to W.S. 11-5-109.

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14 **Section 2.** This act is effective July 1, 2009.

15

16 (END)