## **HOUSE BILL NO. 5742**

February 15, 2022, Introduced by Reps. Cambensy, Posthumus, Alexander, Hertel, Steenland, Borton, Liberati, Roth, Filler and Bezotte and referred to the Committee on Agriculture.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 8308a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- Sec. 8308a. (1) To facilitate continued access to markets for pesticides, the department may do 1 or both of the following:
- 3 (a) At the request of a registrant or based upon records4 voluntarily supplied by a registrant, inspect, audit, or certify
- 5 locations where pesticides are manufactured in this state.

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- 1 (b) Issue certificates of free sale under subsection (3).
- 2 (2) A registrant shall submit an application for a certificate
- 3 of free sale on a form and in a manner prescribed by the
- 4 department.
- 5 (3) The department shall grant or deny an application for a
- 6 certificate of free sale within 10 business days after the
- 7 department receives a completed application under subsection (2)
- 8 and the application fee under subsection (4). If the department
- 9 determines that the application meets the requirements of this part
- 10 and the rules promulgated under this part, the department shall
- 11 issue a certificate of free sale. If the department determines that
- 12 the application does not meet the requirements of this part or the
- 13 rules promulgated under this part, the department shall deny the
- 14 application and send written notice to the registrant stating the
- 15 reasons for the denial.
- 16 (4) If a certificate of free sale is issued under subsection
- 17 (3), the registrant shall pay the department the following fees, as
- 18 applicable:
- 19 (a) An application fee, \$60.00.
- 20 (b) A duplicate copy of a certificate of free sale, \$10.00.
- 21 (5) A fee collected under subsection (4) must be deposited in
- 22 the agriculture licensing and inspections fees fund created in
- 23 section 9 of the insect pest and plant disease act, 1931 PA 189,
- 24 MCL 286.209.
- 25 (6) A certificate of free sale issued under this section is
- 26 valid for 1 year.
- 27 (7) As used in this section, "certificate of free sale" means
- 28 a document that is issued by the department that verifies that the
- 29 pesticide listed is registered with the department and is legally

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- 1 sold or distributed in this state and on the open market with the
- 2 approval of the department.