

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

H

3

HOUSE BILL 1102
Committee Substitute Favorable 5/5/93
Third Edition Engrossed 5/13/93

Short Title: Pesticide Environmental Trust Fund.

(Public)

Sponsors:

Referred to:

April 19, 1993

A BILL TO BE ENTITLED

AN ACT TO CREATE THE PESTICIDE ENVIRONMENTAL TRUST FUND, TO BE FUNDED BY AN ASSESSMENT FOR EACH BRAND OR GRADE OF PESTICIDE REGISTERED.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-468 reads as rewritten:

"§ 143-468. Disposition of fees, fees and charges.

(a) Except as provided in subsection (b), all All-fees and charges received by the Board under this Article shall be deposited in-credited to the Department of Agriculture General Fund Budget for the purpose of administration and enforcement of this Article, with proper approved accounting procedures accounting for all expenditures and receipts. Article.

(b) The Pesticide Environmental Trust Fund is established as a nonreverting account within the Department of Agriculture. The Department of Agriculture shall administer the Fund. The additional assessment imposed by G.S. 143-442(b) on the registration of a brand or grade of pesticide shall be credited to the Fund. The Department shall distribute money in the Fund as follows:

- (1) Two and one-half percent (2.5%) to North Carolina State University Cooperative Extension Service to enhance its agromedicine efforts in cooperation with East Carolina University School of Medicine.

- 1 (2) Two and one-half percent (2.5%) to East Carolina University School
2 of Medicine to enhance its agromedicine efforts in cooperation with
3 North Carolina State University Cooperative Extension Service.
4 (3) Twenty percent (20%) to North Carolina State University, Department
5 of Toxicology, to establish and maintain an extension agromedicine
6 specialist position.
7 (4) Seventy-five percent (75%) to the Department of Agriculture for its
8 environmental programs, as directed by the Board, including
9 establishing a pesticide container management program to enhance its
10 pesticide disposal program and its water quality initiatives."

11 Sec. 2. G.S. 143-442(b) reads as rewritten:

12 "(b) The applicant shall pay an annual registration fee of thirty dollars (\$30.00)
13 plus an additional annual assessment of fifty dollars (\$50.00) for each brand or grade of
14 pesticide registered. An additional two hundred dollars (\$200.00) delinquent registration
15 penalty shall be assessed against the registrant for each brand or grade of pesticide
16 which is marketed in North Carolina prior to registration as required by this Article. In
17 the case of multi-year registration, the annual fee and additional assessment for each
18 year shall be paid at the time of the initial registration, provided that registration. The
19 Board shall give a pro rata refund of the registration fee shall be made and additional
20 assessment to the registrant in the event that registration is canceled by the North
21 Carolina Pesticide Board or by the United States Environmental Protection Agency."

22 Sec. 3. This act becomes effective January 1, 1994, and applies to all
23 applications for registration filed under G.S. 143-442 on or after that date.