

a little bit.

CLERK: Madam President, the next amendment I have is by Senator Beutler. (The Beutler amendment appears on pages 1117-18 of the Legislative Journal.)

PRESIDENT MOUL: Senator Beutler.

SENATOR BEUTLER: Madam President, Mr. Clerk, is this the amendment that begins "Notwithstanding any other provision"?

CLERK: Yes, sir.

SENATOR BEUTLER: Okay. Mr. President and members of the Legislature, this amendment has to do with how...with how FIFRA would operate in certain respects and it is being passed out to you. But, basically, this amendment would attempt to say...or would say that the enforcement of any limited use of pesticides through FIFRA would be done through the mechanism of special protection areas. Now let me...let me back up a minute here, and for those of you who have not had the opportunity to indulge yourself in some of this existing law, with regard to ground water quality right now and ground water contamination generally, the NRDs have authority to create certain kinds of geographic areas in which they can take particular kinds of action, special action, including demanding certain kinds of best management practices upon the irrigating or the farming community and, in conjunction with that with respect to ground water quality, we also have in our statutes a provision that basically indicates that the Department of Environmental Quality, if they think the situation is deteriorating in a particular geographic area, can get together with the NRD and require that the NRD have an action plan to resolve and to turn around a deteriorating situation as far as chemicals and ground water are concerned. This exists in our statutes right now, special protection areas, three or four of them exist in the state, another one is being created. So what this amendment does, it says, notwithstanding any other provision of this act, enforcement of limited use of pesticides for the protection of ground water shall be through the creation and administration of special ground water quality protection areas unless and until the department shall determine that such enforcement in a designated area is ineffectual. So what I'm saying is if they...if they make a determination that this method will not work and is not working, fine, let the ultimate authority be in