

**ONE HUNDRED SEVENTH LEGISLATURE - FIRST SESSION - 2021**  
**COMMITTEE STATEMENT**  
**LB90**

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**Hearing Date:** Tuesday January 26, 2021  
**Committee On:** Agriculture  
**Introducer:** Halloran  
**One Liner:** Change fee provisions under the Pesticide Act and the Nebraska Commercial Fertilizer and Soil Conditioner Act

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**Roll Call Vote - Final Committee Action:**

Advanced to General File

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**Vote Results:**

**Aye:** 8 Senators Brandt, Brewer, Cavanaugh, J., Gragert, Groene, Hansen, B., Halloran, Lathrop  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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**Oral Testimony:**

**Proponents:**

Senator Steve Halloran  
Steve Wellman  
Scott Merritt

**Representing:**

Introducer  
Nebraska Department of Agriculture  
Nebraska Agri-Business Association

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 90 reallocates a portion of the pesticide product registration fee, increases the statutory maximum annual inspection fee in the fertilizer & soil conditioners inspection program, and inserts fee management parameters to avoid excessive cash fund reserves in that program.

Section 1 amends Section 2-2634 of the Nebraska Pesticide Act. This section currently directs \$60 of the annual pesticide product registration fee to the Buffer Strip Incentive Fund and \$15 of the fee is directed to the Pesticide Administrative Cash Fund. LB 90 would reduce the amount directed to the buffer strip cash fund by \$10 and increase the amount flowing to the Pesticide Administrative Cash fund to \$25.

Section 2 amends Section 81-2,162.06 of the Nebraska Commercial Fertilizer & Soil Conditioners Act by increasing the statutory maximum annual inspection fee from 10 cents/ton to 15 cents/ton. This section is further amended to authorize the Director of Agriculture to set the fee annually within the following parameters:

-- That the anticipated fee revenue shall not be more that 107% of the cash fund appropriation, and;

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-- That the fee would not be anticipated to result in a year-end carryover balance greater than 17% of the cash fund appropriation.

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Steve Halloran, Chairperson