

SENATE BILL 93

M4

0lr0040

(PRE-FILED)

By: **Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Agriculture)**

Requested: September 24, 2009

Introduced and read first time: January 13, 2010

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 18, 2010

CHAPTER _____

1 AN ACT concerning

2 **Agriculture – Pest Control – Fees and Registration**

3 FOR the purpose of clarifying the authority of the Department of Agriculture to charge
4 a fee for the retaking of certain examinations; requiring the operator of a pest
5 control business annually to register certain employees with the Department;
6 establishing certain registration and renewal fees; requiring the payment of
7 certain late fees for certain applicants for a certain license, certificate, or
8 registration renewal; and generally relating to requirements for the application
9 of pesticide.

10 BY repealing and reenacting, with amendments,
11 Article – Agriculture
12 Section 5–207(c)
13 Annotated Code of Maryland
14 (2007 Replacement Volume and 2009 Supplement)

15 BY adding to
16 Article – Agriculture
17 Section 5–207(j) and (k)
18 Annotated Code of Maryland
19 (2007 Replacement Volume and 2009 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Agriculture**

4 5–207.

5 (c) Each applicant for a pest control consultant certificate, pest control
6 applicator certificate, or public agency applicator certificate shall demonstrate
7 competence to consult on pest control or to apply pesticides safely in the State by
8 passing a written examination prepared and administered by the Department. There
9 shall be no charge for an initial examination, provided that each pest control
10 applicator or each pest control consultant shall pay \$10 for each [category of]
11 examination **RETAKEN** after the initial examination. Each applicant for a private
12 applicator certificate shall pass an examination given by the Department. A private
13 applicator certificate is valid for 3 years and may be renewed by the certificate holder
14 by participation in training approved by the Department.

15 **(J) (1) ANY PERSON WHO OPERATES A PEST CONTROL BUSINESS**
16 **SHALL REGISTER ANNUALLY WITH THE DEPARTMENT EACH EMPLOYEE, OTHER**
17 **THAN A CERTIFIED APPLICATOR, WHO OFFERS OR PERFORMS PEST CONTROL AT**
18 **EACH BUSINESS LOCATION.**

19 **(2) THE APPLICATION FEE TO REGISTER AN EMPLOYEE INITIALLY**
20 **IS \$30.**

21 **(3) THE ANNUAL RENEWAL FEE TO REGISTER AN EMPLOYEE IS**
22 **\$30.**

23 **(K) IF AN APPLICATION FOR RENEWAL OF A LICENSE, CERTIFICATE, OR**
24 **REGISTRATION IS RECEIVED BY THE DEPARTMENT MORE THAN ~~10~~ 30 DAYS**
25 **AFTER THE EXPIRATION OF THE LICENSE, CERTIFICATE, OR REGISTRATION,**
26 **THE APPLICANT IS SUBJECT TO A \$30 LATE FEE.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2010.