

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H1/19/01

A Bill

HOUSE BILL 1035

5 By: Representatives Minton, Milum
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For An Act To Be Entitled

9 AN ACT TO MODIFY THE LICENSE RENEWAL PROCESS FOR
10 PRIVATE APPLICATORS OF PESTICIDES; AND FOR OTHER
11 PURPOSES.
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Subtitle

13 AN ACT TO MODIFY THE LICENSE RENEWAL
14 PROCESS FOR PRIVATE APPLICATORS OF
15 PESTICIDES.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code 20-20-211(c), regarding licensure of private
22 applicators of pesticides, is amended to read as follows:

23 (c) License Issuance.

24 ~~(1) If the board finds the applicant competent and if the~~
25 ~~applicant has paid any fees as may be prescribed by the board~~
26 ~~to cover the~~

27 ~~costs of administering this section, the~~ a minimum application fee of ten
28 dollars (\$10.00) for a one (1) year license or forty-five dollars (\$45.00) for
29 a five (5) year license. The board shall issue a private applicator's license
30 limited to the operation described in the application.

31 (2) The board shall issue licenses for periods of one (1) or five
32 (5) years at the option of the applicator. The Each license shall expire
33 December 31 of each year one (1) or five (5) years from the issue date of the
34 license, whichever is applicable, unless it has been suspended or revoked
35 prior thereto by the board for cause. In order to support the program, at the
36 end of the 2001 license period, the Plant Board shall phase in the private

1 applicator license renewal in a way to insure that the program funding is
2 equally distributed over the licensing period.

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4 (3) A license shall be automatically invalidated if a private
5 applicator is at any time or for any reason left without an individual
6 determined to be competent under subsection (b) of this section.

7 (4) If a license is not issued as applied for, the board shall
8 inform the applicant in writing of the reasons therefor.

9 (5) Private applicators shall be subject to recourse by any
10 person damaged as a result of the application of any pesticide by the
11 applicator.

12 (6) The violation of any of the provisions of this subchapter by
13 any private applicator shall be prima facie evidence of negligence on the part
14 of the person, firm, or corporation committing the violation, and such
15 negligence shall be imputable as provided by existing law.

16 /s/ Minton

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