

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 467

Short Title: Pesticide Applicator Definition.

(Public)

Sponsors: Representatives Albertson; Loflin and Mercer.

Referred to: Agriculture.

April 1, 1991

A BILL TO BE ENTITLED

AN ACT TO AMEND THE DEFINITION OF "PESTICIDE APPLICATOR".

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-460(29) reads as rewritten:

"(29) 'Pesticide applicator' includes any person who owns or manages a pesticide application business which is engaged in the business of applying pesticides upon the lands or properties of another; any public operator; any golf course operator; any seed treater; any person engaged in demonstration or research pest control; and any other person who acts as a pesticide applicator and is not exempt from this definition. It does not include:

- a. Any person who uses or supervises the use of a pesticide (i) only for the purpose of producing an agricultural commodity on property owned or rented by him or his employer, or (ii) only (if applied without compensation other than trading of personal services between producers of agricultural commodities) on the property of another person, or (iii) only for the purposes set forth in (i) and (ii) above.
- b. Any person regulated by the North Carolina Structural Pest Control Law (G.S. Chapter 106, Article 4C).
- c. Any person certified by the Water Treatment Facility Operators Board of Certification under Article 2 of Chapter 90A of the General Statutes or by the

1 Wastewater Treatment Operators Plant Certification
2 Commission under Article 3 of Chapter 90A of the
3 General Statutes who applies pesticides labeled for the
4 treatment of water or wastewater.

5 d. Any person who applies antimicrobial pesticides that are
6 not classified for restricted use and are not being used for
7 agricultural, horticultural, or forestry purposes."

8 Sec. 2. G.S. 143-460 is amended by adding a new subdivision to read:

9 "(2a) 'Antimicrobial pesticide' means any substance or mixture of substances
10 intended for preventing, destroying, repelling, or mitigating any
11 microorganism pest."

12 Sec. 3. This act is effective upon ratification.