

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

COMMITTEE SUBSTITUTE
FOR

HOUSE BILL NO. 2185

By: Lowe (Dick)

COMMITTEE SUBSTITUTE

An Act relating to agriculture; amending 2 O.S. 2021, Section 3-82, as amended by Section 11, Chapter 72, O.S.L. 2023, which relates to applicator licenses; modifying requirement to receive an aerial license; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 2 O.S. 2021, Section 3-82, as amended by Section 11, Chapter 72, O.S.L. 2023 (2 O.S. Supp. 2023, Section 3-82), is amended to read as follows:

Section 3-82. A. It shall be unlawful for any person to act, operate, or do business or advertise as a commercial, noncommercial, certified applicator, temporary certified applicator, service technician, or private applicator unless the person has obtained a valid applicator's license issued by the State Board of Agriculture for the category of pesticide application in which the person is engaged, unless the person is applying to their own property.

1 B. A license may be issued by the Board in any category of
2 pesticide application if the applicant qualifies and the applicant
3 is limited to the category of pesticide application named on the
4 license. The Board may establish categories of pesticide
5 application as necessary. Licenses shall be issued upon application
6 to the Board on a form prescribed by the Board. The application
7 shall contain information regarding the applicant's qualifications,
8 proposed operations, and other information as specified by the
9 Board.

10 C. 1. An aerial license shall not be issued or be valid unless
11 the applicant files with the Board a copy of a valid document issued
12 by the Federal Aviation Administration showing that the person is
13 qualified to operate or supervise the operation of an aircraft
14 ~~conducting agricultural operations~~. Applicants for an aerial
15 license and pilots working under a license may be subject to a
16 complete and thorough background examination.

17 2. The Board shall promulgate rules regarding aerial
18 applicators and applications consistent with federal law and shall
19 solicit the assistance of the Federal Aviation Administration in the
20 enforcement of this subsection.

21 D. Each business location shall require a separate license and
22 separate certified applicator except that a certified applicator for
23 a noncommercial business location may also serve as the certified
24 applicator for one commercial business location.

1 E. A license shall not be issued for the category of pesticide
2 application of any applicant or representative who has a temporary
3 certification.

4 SECTION 2. This act shall become effective November 1, 2024.

5
6 59-2-10157 JL 02/13/24

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24