

1 ENGROSSED HOUSE
2 BILL NO. 2185

By: Lowe (Dick) of the House

3 and

4 Kidd of the Senate

5
6 An Act relating to agriculture; amending 2 O.S. 2021,
7 Section 3-82, as amended by Section 11, Chapter 72,
8 O.S.L. 2023, (2 O.S. Supp. 2023, Section 3-82) which
9 relates to applicator licenses; modifying requirement
10 to receive an aerial license; and providing an
11 effective date.

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

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

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

23 B. A license may be issued by the Board in any category of
24 pesticide application if the applicant qualifies and the applicant

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

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

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

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

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

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

Passed the House of Representatives the 21st day of February,
2024.

Presiding Officer of the House
of Representatives

Passed the Senate the day of , 2024.

Presiding Officer of the Senate