

INFORMATION AND REQUIREMENTS under the DELAWARE PESTICIDE LAW

This summary sets forth the requirements of the Delaware Pesticide Law and the Regulations promulgated for its administration as they pertain to Pesticide Applicator Business Licenses. (Copies of the Law and Regulations are available upon request).

QUALIFYING FOR A LICENSE

WHO IS REQUIRED:

A pesticide business license is required to engage in the business of applying pesticides to the property of another within this state for compensation,

EXCEPT:

- Any person who applies pesticides on or at a premise he/she owns, leases, or operates
- Veterinarians or physicians in their professional service
- Research personnel applying pesticides to bona fide experimental plots

TO QUALIFY:

To qualify for a Pesticide Business License, the following requirements must be met:

- Submit a notarized application;
- Submit either a surety bond or a liability insurance policy or certificate thereof;
- Pay \$50.00 for a one (1) year license or \$100.00 for a two (2) year license.

- Become a certified Commercial Applicator in one or more categories of pest control; and
- At least one of the certified applicators must have a minimum of two years practical experience under the supervision of a certified applicator. This experience shall have been acquired during the previous three-year period, and shall be related to the license classification at issue. This requirement applies to aerial applicators and the structural pest control industry (categories 7a, 7b, and 7c) only. Please provide proof of two years practical experience if application is for these categories of pest control.

COMPLETING THE APPLICATION:

- Fill in all parts of the application form (indicate "N/A" if not applicable).
- Print or type where requested to do so.
- Indicate categories in which you are applying for license.
- Complete signature portion and notarize.
- Submit appropriate fees. Make check payable to the **Delaware Department of Agriculture**.

LICENSE RENEWAL:

Each pesticide business license expires on December 31 or upon expiration of the liability insurance policy for the company. Notices for renewal are mailed by the Department on October 1 of each year. License renewals received after January 1 are assessed a late penalty of 20%.

MARKING VEHICLES:

Businesses licensed in categories 3, 6, and 7 must mark their service vehicles with the business

name and Pesticide Business License number in bold and readable numbers not less than 2 inches or more than 6 inches high. The license number should be displayed as: DDA # # # #.

REGISTERING EMPLOYEES:

All employees applying or handling pesticides must be registered. The DDA now sells a \$20 DVD that new employees must watch to get registered. It is 4 ½ hours and there is a verification form at the end.

Applications for registering employees are provided upon request. Within 30 days of an employee's termination, written notification must be made to the Department.

EMPLOYEE TRAINING:

Each licensee is responsible for insuring that all employees who handle pesticides (other than a Certified Applicator) have successfully completed a training program approved by the Department. Such training must be completed within 30 days of employment and before the employee is registered with the Department. Upon request by the Department, each licensee shall provide written verification that an employee has completed an approved training program.

BUSINESS LICENSE CATEGORIES:

The following categories of Pesticide Business Licenses include any business which applies pesticides as follows:

1. (a) Agricultural Plant Pest Control – use of pesticides in the production of agricultural crops as well as on grassland and non-crop agricultural lands;

(b) Agricultural Animal Pest Control – use of pesticides on animals or in animal

confines, Doctors of Veterinary Medicine applying pesticides on large scale;

BUSINESS LICENSE CATEGORIES (con't)

- (c) Fumigation of Soil and Agricultural Products – use of pesticides for soil fumigation in the production of an agricultural commodity and/or for fumigation of agricultural products in storage or transit;
2. Forest Pest Control – in forests, forest nurseries and forest seed producing areas;
3. Ornamental and Turf Pest Control - in the maintenance of ornamental trees, shrubs, flowers and turf;
4. Seed Treatment – on seeds;
5. Aquatic Pest Control
 - (a) Aquatic Weeds – to standing or running waters
 - (b) Antifouling Paints – for the maintenance of boat hulls
 - (c) Mosquito Control;
6. Right of Way Pest Control – in the maintenance of public roads, electric power lines, pipe lines, railway right-of-ways, or other similar areas;
7. Industrial, Institutional, Structural, and Health Related Pest Control – in, on, or around food-handling establishments, human dwellings, institutions such as schools and hospitals, industrial establishment including warehouses, grain elevators and food-processing plants; and any other structures and adjacent areas; and for the protection of stored, processed, or manufactured products.

PROOF OF FINANCIAL RESPONSIBILITY:

Proof of financial security required must consist of a general liability insurance policy with completed operation coverage or certification thereof from an insurance company or risk retention group.

INSURANCE:

Liability insurance shall provide coverage which includes all of the following:

1. Not less than \$300,000 bodily injury or death for each occurrence.
2. Not less than \$100,000 property damage for each occurrence.

PESTICIDE RECORD KEEPING:

At a minimum, a licensee must keep the following information for two (2) years for each pesticide application:

1. The brand name of the pesticide and EPA registration number
2. The dilution rate and the amount applied per area (e.g., gallons/A)
3. The date and specific area treated
4. The pest to be controlled
5. The applicator's name
6. Weather conditions when drift precautions are listed on the label

**Delaware Department of Agriculture
Pesticide Section**
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(800)282-8685 (DE only)
(302)697-4483 (Fax)

LICENSING INFORMATION AND REQUIREMENTS

STATE OF DELAWARE



PESTICIDE BUSINESS LICENSE

under the **DELAWARE PESTICIDE LAW**