

**Effective 5/13/2014**

**4-14-13 Registration required for a pesticide business.**

- (1) A pesticide applicator business shall register with the department by:
  - (a) submitting an application on a form provided by the department;
  - (b) paying the registration fee; and
  - (c) certifying that the business is in compliance with this chapter and departmental rules authorized by this chapter.
- (2)
  - (a) By following the procedures and requirements of Section 63J-1-504, the department shall establish a registration fee based on the number of pesticide applicators employed by the pesticide applicator business.
  - (b)
    - (i) Notwithstanding Section 63J-1-504, the department shall deposit the fees as dedicated credits and may only use the fees to administer and enforce this chapter.
    - (ii) The Legislature may annually designate the revenue generated from the fee as nonlapsing in an appropriations act.
- (3) The department shall issue a business registration certificate to a pesticide applicator business if the individual or entity:
  - (a) has complied with the requirements of this section;
  - (b) has shown evidence of competence in the pesticide profession and meets the certification requirements established by rule;
  - (c) demonstrates good character;
  - (d) has no outstanding infractions and owes no money to the department; and
  - (e) pays the licensing fee established by the department.
- (4) A registration certificate expires on December 31 of the second calendar year after the calendar year in which the registration certificate is issued.
- (5)
  - (a) The department may suspend a registration certificate if the pesticide applicator business violates this chapter or any rules authorized by it.
  - (b) A pesticide applicator business whose registration certificate has been suspended may apply to the department for reinstatement of the registration certificate by demonstrating compliance with this chapter and rules authorized by it.
- (6) A pesticide applicator business shall:
  - (a) only employ a pesticide applicator who has received a license from the department, as required by Section 4-14-3; and
  - (b) ensure that all employees comply with this chapter and the rules authorized by it.

Amended by Chapter 411, 2014 General Session