

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 873

Short Title: Limit Pesticide Applications.

(Public)

Sponsors: Representative Lemmond.

Referred to: Health and Environment.

April 12, 1995

A BILL TO BE ENTITLED

1 AN ACT TO LIMIT THE SUBSTANCES THAT APPLICATORS OF PESTICIDES
2 ARE AUTHORIZED TO APPLY AND TO PROVIDE FOR THE PESTICIDE
3 APPLICATOR'S LICENSE TO BE REVOKED, SUSPENDED, OR DENIED FOR
4 VIOLATING THIS LIMITATION.
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6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 143-458 is amended by adding three new subsections to read:

8 "(c) A pesticide applicator, a pesticide applicator's employee, or an agent of a
9 pesticide applicator shall not apply any substance that:

10 (1) Has the chemical composition of a pesticide that is registered pursuant
11 to G.S. 143-442, and

12 (2) Is not registered as a pesticide pursuant to G.S. 143-442.

13 (d) A pesticide applicator, a pesticide applicator's employee, or an agent of a
14 pesticide applicator shall not combine any substance whose application is prohibited
15 under subsection (c) of this section with any other substance to apply as a pesticide or to
16 apply for any other reason, whether the combination occurs before, during, or after the
17 application.

18 (e) Any person who violates subsection (c) or (d) of this section shall be guilty of
19 a Class 2 misdemeanor, which shall include a fine of up to one thousand dollars (\$1,000)
20 per violation."

1 Sec. 2. G.S. 106-65.28(a) is amended by adding two new subdivisions to read:
2 "(14) Applying any substance that:
3 a. Has the chemical composition of a pesticide that is registered
4 pursuant to G.S. 143-442, but
5 b. Is not registered as a pesticide pursuant to G.S. 143-442.
6 (15) Combining any substance whose application is prohibited under
7 subdivision (14) of this subsection with any other substance to apply as
8 a pesticide or to apply for any other reason, whether the combination
9 occurs before, during, or after the application."
10 Sec. 3. This act becomes effective October 1, 1995.