

SEC. 5-204. RULES AND REGULATIONS.

THE SECRETARY, BY SUITABLE ADMINISTRATIVE PROCEDURES INCLUDING PUBLIC HEARINGS, IF APPROPRIATE, SHALL:

(1) ADOPT RULES AND REGULATIONS GOVERNING THE STORAGE, SALE, DISTRIBUTION, EXCHANGE, USE, AND DISPOSAL OF ANY PESTICIDE AND ITS CONTAINER;

(2) PRESCRIBE, WHEN NECESSARY, THE TIME AND CONDITIONS UNDER WHICH A PESTICIDE MAY BE SOLD, DISTRIBUTED, EXCHANGED, OR USED IN DIFFERENT AREAS OF THE STATE;

(3) PROVIDE, IF NECESSARY, THAT EXTREMELY HAZARDOUS PESTICIDES MAY BE SOLD, DISTRIBUTED, EXCHANGED, OR APPLIED ONLY WHEN SPECIAL PERMISSION FIRST IS OBTAINED FROM THE SECRETARY;

(4) DEFINE THE FORMULATIONS AND ESTABLISH THE CONDITIONS AND APPROPRIATE AREAS FOR AIRCRAFT APPLICATION OF ANY PESTICIDE;

(5) ESTABLISH GUIDELINES AND REQUIREMENTS FOR THE APPLICATION OF PESTICIDES BY A PUBLIC AGENCY OR BODY POLITIC, INCLUDING THE QUALIFICATIONS OF THE RESPONSIBLE EMPLOYEES AND PROVIDING FOR SUBMISSION OF RECORDS TO THE SECRETARY;

(6) DESIGN AND CONDUCT AN APPROPRIATE EDUCATIONAL PROGRAM ON THE VALUES OF PESTICIDES AND THE NECESSITY FOR CARE WHEN APPLYING THEM;

(7) ENCOURAGE RESEARCH WHICH WILL CONTRIBUTE TO OPTIMAL USES OF PESTICIDES FOR MAXIMUM PUBLIC BENEFIT AND MINIMUM PUBLIC DAMAGE;

(8) ESTABLISH RECORD SYSTEMS FOR PESTICIDE USE WHEN ESSENTIAL FOR THE PUBLIC WELFARE; AND

(9) EMPLOY INSPECTORS AND OTHER EMPLOYEES NECESSARY FOR THE PROPER ENFORCEMENT OF THE PROVISIONS OF THIS SUBTITLE AND THE RULES AND REGULATIONS ADOPTED PURSUANT TO IT.

REVISOR'S NOTE: This section presently appears as Art. 66C, §110A-3(e), (f), (g), (h), (i), (j), (k), and (l) of the Code and set forth here for organizational purposes. The only changes made are in style.