

SEC. 5-205. INSPECTION.

THE SECRETARY MAY INSPECT ANY DEVICE, APPARATUS, OR GROUND EQUIPMENT, USED FOR CUSTOM APPLICATION OF PESTICIDES BY AIRCRAFT AND MAY REQUIRE PROPER REPAIRS OR OTHER CHANGES BEFORE THE DEVICE, APPARATUS, OR GROUND EQUIPMENT IS USED FOR CUSTOM APPLICATION BY AIRCRAFT.

REVISOR'S NOTE: This section presently appears as Art. 66C, §110A-9 of the Code. The only changes made are in style.

SEC. 5-206. REGULATION OF LICENSES.

(A) QUALIFICATIONS FOR LICENSES.

THE SECRETARY SHALL ESTABLISH, BY RULE OR REGULATION, QUALIFICATIONS FOR LICENSING IN EACH CATEGORY ESTABLISHED BY §5-207 TO ASSURE COMPETENCE AND RESPONSIBILITY IN THE APPLICATION OF PESTICIDES. IN ESTABLISHING THESE QUALIFICATIONS THE SECRETARY SHALL CONSIDER FORMAL EDUCATION IN ENTOMOLOGY AND PEST CONTROL, AS WELL AS PRACTICAL EXPERIENCE.

(B) ISSUANCE OF LICENSES.

THE SECRETARY MAY ISSUE LICENSES ONLY TO AN APPLICANT WHO MEETS THE REQUIREMENTS ESTABLISHED BY THE DEPARTMENT [[AND SHALL REJECT ANY APPLICATION WHICH DOES NOT MEET THE REQUIREMENTS]].

(C) CONDITIONS OF REVOCATION.

THE SECRETARY MAY ESTABLISH THE CONDITIONS UNDER WHICH LICENSES MAY BE REVOKED.

(D) MINIMUM REQUIREMENTS FOR FINANCIAL RESPONSIBILITY.

THE SECRETARY MAY ESTABLISH MINIMUM REQUIREMENTS FOR FINANCIAL RESPONSIBILITY FOR ALL DAMAGES WHICH MAY BE INCURRED IN THE COMMERCIAL APPLICATION OF PESTICIDES.

REVISOR'S NOTE: Subsection (a) is new language derived from the second sentence of Art. 66C, §110A-3(a) of the Code and set forth here for organizational purposes. Language is added to refer the Code user to the licensing categories established by §5-207.