

(p) "Registered employee" means an employee of a firm engaged in commercial pest control who applies pesticides or sells pesticide application services and sales personnel who recommend pesticide usage in contracting for the application.

(q) "Supervision" unless otherwise prescribed by federal or State labeling means the act or process whereby the application of a pesticide is made by a competent person acting under the instructions and control of a certified applicator who is responsible for the actions of that person and who is available if and when needed even though such certified applicator may not be physically present at the time and place the pesticide is applied.

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All commercial application of any pesticide shall be under the supervision of a certified custom applicator, certified pest control applicator, or certified public agency applicator who is responsible and liable for the application. All applications of restricted use pesticides by a certified private applicator shall be done under his supervision, and he is responsible and liable for the application.

5-209.1.

(A) ~~PRIOR-TO-BEING-REGISTERED, ANY-EMPLOYEE-OF-A-FIRM-WHICH IS-ENGAGED-IN-COMMERCIAL--PEST--CONTROL--WHO--APPLIES--PESTICIDES SHALL-BE-TESTED-BY-THE-DEPARTMENT.--THE-REGISTERED-EMPLOYEE-SHALL ALSO--PARTICIPATE--IN--AN-ANNUAL-TRAINING-PROGRAM-APPROVED-BY-THE DEPARTMENT-~~

(1) A LICENSEE OR PERMITTEE SHALL REGISTER WITH THE DEPARTMENT ANY EMPLOYEE WHO PERFORMS PEST CONTROL.

(2) WITHIN 30 DAYS AFTER EMPLOYMENT, AND BEFORE REGISTRATION, AN EMPLOYEE, OTHER THAN A CERTIFIED APPLICATOR, SHALL SUCCESSFULLY COMPLETE TRAINING APPROVED BY THE DEPARTMENT.

(B) THE DEPARTMENT SHALL ADOPT REGULATIONS TO-TEST-EVALUATE THE--QUALIFICATIONS-OF-EMPLOYEES-REGISTERED--UNDER--THIS--SECTION AND--FOR--APPROVING--THE-TRAINING-PROGRAM THAT ESTABLISH CRITERIA FOR APPROVED TRAINING PROGRAMS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

Approved May 13, 1986.

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