

(K) "PEST CONTROL CONSULTANT" MEANS A PERSON WHO ENGAGES IN THE BUSINESS OF:

- (1) OFFERING OR SUPPLYING TECHNICAL ADVICE OR SUPERVISION;
- (2) INSPECTING FOR OR IDENTIFYING PESTS; OR
- (3) RECOMMENDING THE USE OF A SPECIFIC PESTICIDE FOR THE PURPOSE OF CONTROLLING A PEST IN OR ON WATER, AIR, LAND, PLANTS, STRUCTURES, OR ANIMALS.

(L) "PESTICIDE" MEANS ANY SUBSTANCE OR MIXTURE OF SUBSTANCES INTENDED FOR:

- (1) PREVENTING, DESTROYING, REPELLING, OR MITIGATING ANY PEST;
- (2) USE AS A PLANT REGULATOR, DEFOLIANT, OR DESICCANT; OR
- (3) USE AS A SPRAY ADJUVANT SUCH AS A WETTING AGENT OR ADHESIVE.

(M) "PESTICIDE BUSINESS LICENSE" MEANS A LICENSE ISSUED BY THE SECRETARY TO ANY BUSINESS IN ACCORDANCE WITH THIS SUBTITLE.

(N) "PLACE OF BUSINESS" MEANS ANY LOCATION FROM WHICH PEST CONTROL IS CONDUCTED.

(O) "PRIVATE APPLICATOR" MEANS A PERSON WHO USES A RESTRICTED USE PESTICIDE FOR THE PURPOSE OF PRODUCING ANY AGRICULTURAL COMMODITY ON PROPERTY OWNED OR RENTED BY THE APPLICATOR OR APPLICATOR'S EMPLOYER.

(P) "PUBLIC AGENCY APPLICATOR" MEANS A PERSON EMPLOYED BY A UNIT OF FEDERAL, STATE, COUNTY OR LOCAL GOVERNMENT OR ANY TRAINING INSTITUTION WHICH IS ENGAGED IN PEST CONTROL.

(Q) "REGISTERED EMPLOYEE" MEANS AN EMPLOYEE OF A FIRM OR PUBLIC AGENCY ENGAGED IN PEST CONTROL.

(R) "RESTRICTED USE PESTICIDE" MEANS A PESTICIDE SO CLASSIFIED BY THE PROVISIONS IN THIS TITLE OR BY THE FEDERAL GOVERNMENT OR THE SECRETARY OF AGRICULTURE, STATE OF MARYLAND.

(S) "SUPERVISION" MEANS, UNLESS OTHERWISE PROVIDED BY FEDERAL OR STATE LABELING, 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:

- (1) RESPONSIBLE FOR ACTIONS OF THAT PERSON; AND