

## Memorandum

Date: August 5, 2004

To: Interested Parties

From: Greg Ames, Administrator  
Agricultural Sciences Division

Re: **Proposed Pesticide Program Rule Changes**

Enclosed is a DRAFT copy of the proposed pesticide rule changes that would provide clarification of existing rules, add pesticide applicator categories and eliminate unneeded rules. This draft copy is being sent as a courtesy review before initiating the formal rule making process. In the event you wish to view each rule in its entirety, please refer to this link: <http://arm.sos.state.mt.us/4/4-201.htm>.

The amendments that the department is proposing to make include:

- a new definition of “public utility” for the purpose of licensing a pesticide applicator;
- clarification of the applicator type of non-commercial;
- addition of the applicator classifications “Special Utility pest control” and “Piscicide pest control” to comply with the EPA pesticide certification plan;
- revision of the training course requirements to be either a 6, 5, 4, 3, or 2 hour course;
- definition of the term “vicinity” in relation to farm applicators properties;
- to eliminate container or package volume restrictions on retail pesticides;
- elimination of the need of the “nonfood use agreement” form which is redundant for producers because of labeling requirements; and
- reduction of the pesticide disposal program fee credit to reflect 2003 Montana Legislature reduction in fees paid.

**Please review this draft and send any comments to us no later than August 17, 2004.** Your comments provide valuable input as we develop the new rule proposal. If comments result in substantial changes to the document, another draft copy may be sent for review.

Thank you for your time and efforts on this issue, as well as your continued support.

Enclosure