

**Title 2—DEPARTMENT OF
AGRICULTURE
Division 70—Plant Industries
Chapter 25—Pesticides**

PROPOSED AMENDMENT

2 CSR 70-25.050 Review of Certification or License. The department is amending sections (1), (2), and (4) and adding sections (3), (5), (6), (7), (8), and (9).

PURPOSE: This amendment clarifies training and examination requirements for license holders.

(1) The director may investigate the need for hearings to deny, suspend, revoke, or modify a license[,] **or** certification [*or permit*]. These investigations may extend to license qualifications and possible violations of the Missouri Pesticide Use Act.

(2) Additional training or reexamination of certified commercial applicators, certified noncommercial applicators, and certified public operators **is** [*shall be*] required within three (3) years from initial certification and within each subsequent three (3)-year period. Additional training **and reexamination** shall pertain to maintaining competence and meeting the needs of changing technology in the safe and proper use of pesticides.

(A) Certified commercial applicators, certified noncommercial applicators, and certified public operators must attend a recertification training program approved by the department that meets the general standards of competency and category specific standards of competency for each category of certification; or

(B) Certified commercial applicators, certified noncommercial applicators, and certified public operators must pass the general standards of competence exam (CORE) and each category exam for which the applicator is certified.

(3) Additional training of pesticide technicians is required within three (3) years from initial licensing and within each subsequent three (3)-year period. Pesticide technicians may attend a recertification training program approved by the department that meets the general standards of competency and the category specific standards of competency for each category in which the technician is licensed or by completing the approved technician classroom training program for each category. Additional training shall pertain to maintaining competence and meeting the needs of changing technology in the safe and proper use of pesticides.

[(3)] **(4) Additional training or reexamination of certified private applicators [*shall be*] is required within five (5) years from initial certification and within each subsequent five (5)-year period. This **additional training and reexamination** shall pertain to maintaining competence and meeting the needs of changing technology in the safe and proper use of agricultural pesticides.**

(A) Certified private applicators must attend a department approved University of Missouri Extension private applicator in-person or on-line certification training program that meets the general standards of competency and the category specific standards of competency for each category of certification; or

(B) Certified private applicators must pass the examination for each category of certification: 20–General Agricultural Pest Control, 21–Soil Fumigation Pest Control, 22–Non-soil Fumigation Pest Control, or 23–Aerial Pest Control.

(5) If successful completion of the additional training or reexamination requirement is not met prior to the CORE, training, or category(ies) expiration date, the CORE or category(ies) becomes invalid. Licensed applicators will be given sixty (60) days from the expiration date to properly comply with the additional training or reexamination requirement.

(A) Use of an invalid license or category during the sixty (60) day period following expiration will be in violation of the Act.

(6) Noncertified RUP Applicator (NRUP) licenses will be cancelled if the NRUP training or the CORE examination requirement is not successfully completed within sixty (60) days of the CORE/Training expiration date.

(7) Certified Commercial Applicator, Certified Noncommercial Applicator, and Certified Public Operator licenses will be cancelled if the CORE additional training or reexamination requirement is not successfully completed within sixty (60) days of the CORE expiration date.

(A) Categories will be cancelled if the additional training or reexamination requirement is not successfully completed within sixty (60) days of the category expiration date. If all categories are cancelled, the license will be cancelled.

(8) Pesticide Technician categories will be cancelled if the retraining requirement is not successfully completed within sixty (60) days of the category expiration date. If all categories are cancelled, the license will be cancelled, and the individual shall be required to satisfy all the requirements of licensure as if such individual was never licensed.

(9) Certified Private Applicator licenses will be cancelled if the additional training or reexamination requirement for Category 20–General Agricultural Pest Control is not successfully completed within sixty (60) days of the expiration date.

(A) Additional categories will be cancelled if the additional training or reexamination requirement is not successfully completed within sixty (60) days of the category expiration date.

AUTHORITY: section 281.110, RSMo 1986. Original rule filed May 12, 1976, effective Oct. 21, 1976. Amended: Filed Sept. 6, 1977, effective Dec. 11, 1977. Amended: Filed Aug. 14, 1989, effective Jan. 1, 1990. ***

**Original authority: 281.110, RSMo 1974.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Agriculture, PO Box 630, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing is scheduled for 10:00 a.m, July 22, 2024, Missouri Department of Agriculture, Third Floor Boardroom, 1616 Missouri Boulevard, Jefferson City, MO, 65109.*