

# TVMA



**TN Dept. of Agriculture  
Consumer & Industry Services**

# Regulatory Update

- Rule changes
- Changes in effect July 1<sup>st</sup>, 2016



# Certification

**TN operates a two tier system, with licensees supervising certified applicators.**

**Certification of applicators provides that pesticide labels can be read and comprehended.**

**Certification lasts three years and is renewed through the accruual of CEU's.**

# 0080-09-02-.02

## Definitions.

### **(2)(c) External training means:**

- 1. Training that is conducted outside of a commercial pest control operator's place of business;**
- 2. Training that is open to the public;**
- 3. Training that is conducted by a presenter who is not employed by the pest control operator requesting continuing education credit for the training.**

# 0080-09-02-.02

## Definitions.

**(2)(e) Internal training means training that is conducted within the employer's place of business and the attendance is limited to those persons employed by the employer. In-house training may include but is not limited to satellite attendance thorough the use of internet, computer software, or video presentations.**

# **0080-09-02-.03**

## **Certification Requirements.**

- (1) Applicants for certification as a private applicator or commercial applicator must be 16 years of age or older and be a United States citizen or possess current proof of qualified alien status prior to receiving certification.**
- (2) All certifications issued under this rule shall expire on June 30<sup>th</sup> of the third year of the certification period in which the certification was issued.**

# 0080-09-02-.03

## Certification Requirements.

### (4) Commercial Applicator Certification.

(a) (1) Applicants must remit their application payment of a Tier 1 examination fee (\$25) under T.C.A. 43-1-703 (f) for each exam to be taken by the applicant.



**0080-09-02-.06**

## **Recertification Requirements.**

- (1) Recertification of any private applicator or commercial applicator shall expire on June 30<sup>th</sup> of every third year.**
- (2) Certified applicators must notify the department in writing of any changes to their name or address within 30 days after the change takes place.**



**0080-09-02-.06**

## **Recertification Requirements.**

### **(4) Commercial Applicator**

**(c) An applicator who does not accrue the required number of CEU's prior to expiration of his certification may be subject to regulatory enforcement measures by the Department and must, in order to maintain valid certification, successfully retake the exam in his certification category.**

**0080-09-02-.06**

**Recertification Requirements contd.**

**A single recertification exam will be held in Nashville.**

**The recertification exam will not be given at satellite locations (starting July 2017).**

**The recertification exam application is available on the department's web site.**

**0080-09-02-.10**

## **Violations.**

- (1) Violations of the Act or this chapter are actionable against any person when committed by either the person or his agent.**
- (2) Each violation of the Act or this Chapter is grounds for issuance of a stop sale, stop use, or removal order against the violator, in addition to or in lieu of any other lawful disciplinary action.**

**0080-09-04-.09**

## **Recordkeeping Requirements.**

**(2) The records must document each of the following:**

<b>Applicator full name (first, last)</b>	<b>Application site</b>
<b>Applicator ID #</b>	<b>Application rate</b>
<b>Pesticide used</b>	<b>Dilution %</b>
<b>Target pest</b>	<b>Landowner or agent</b>
<b>Physical address</b>	<b>Date of service</b>
<b>Amount of pesticide applied</b>	

# Record Keeping contd.

- Records must be true and accurate
- Records must be maintained for two years
- Records must be kept of both restricted and general use pesticides
- Records are subject to inspection by TDA, upon request within 48 hours.

# Summary

- **Pesticides are valuable tools when used correctly.**
- **Read and follow label directions.**
- **Keep appropriate records of pesticide applications.**
- **Keep abreast of industry and regulatory changes.**

**Thank you!**