

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 59th Legislature (2024)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2185

By: Lowe (Dick) of the House

and

Kidd of the Senate

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10 COMMITTEE SUBSTITUTE

11 An Act relating to agriculture; amending 2 O.S. 2021,
12 Section 3-82, as amended by Section 11, Chapter 72,
13 O.S.L. 2023, which relates to applicator licenses;
14 modifying requirement to receive an aerial license;
15 and providing an effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 2 O.S. 2021, Section 3-82, as
18 amended by Section 11, Chapter 72, O.S.L. 2023 (2 O.S. Supp. 2023,
19 Section 3-82), is amended to read as follows:

20 Section 3-82. A. It shall be unlawful for any person to act,
21 operate, or do business or advertise as a commercial, noncommercial,
22 certified applicator, temporary certified applicator, service
23 technician, or private applicator unless the person has obtained a
24 valid applicator's license issued by the State Board of Agriculture

1 for the category of pesticide application in which the person is
2 engaged, unless the person is applying to their own property.

3 B. A license may be issued by the Board in any category of
4 pesticide application if the applicant qualifies and the applicant
5 is limited to the category of pesticide application named on the
6 license. The Board may establish categories of pesticide
7 application as necessary. Licenses shall be issued upon application
8 to the Board on a form prescribed by the Board. The application
9 shall contain information regarding the applicant's qualifications,
10 proposed operations, and other information as specified by the
11 Board.

12 C. 1. An aerial license shall not be issued or be valid unless
13 the applicant files with the Board a copy of a valid document issued
14 by the Federal Aviation Administration showing that the person is
15 qualified to operate or supervise the operation of an aircraft
16 ~~conducting agricultural operations~~. Applicants for an aerial
17 license and pilots working under a license may be subject to a
18 complete and thorough background examination.

19 2. The Board shall promulgate rules regarding aerial
20 applicators and applications consistent with federal law and shall
21 solicit the assistance of the Federal Aviation Administration in the
22 enforcement of this subsection.

23 D. Each business location shall require a separate license and
24 separate certified applicator except that a certified applicator for

1 a noncommercial business location may also serve as the certified
2 applicator for one commercial business location.

3 E. A license shall not be issued for the category of pesticide
4 application of any applicant or representative who has a temporary
5 certification.

6 SECTION 2. This act shall become effective November 1, 2024.

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8 COMMITTEE REPORT BY: COMMITTEE ON AGRICULTURE, dated 02/14/2024 - DO
9 PASS, As Amended and Coauthored.

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