



Pesticide Rule Revision Proposal

Indiana Pesticide Review Board

June 3, 2021

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Articles Impacted by the Proposal

- An article is a group of related rules
- 355 indicates State Chemist rule making authority
- 357 indicates Indiana Pesticide Review Board rule making authority

- 355 IAC 4... PESTICDE USE AND APPLICATION
- 355 IAC 5... STORAGE AND SECONDARY CONTAINMENT OF PESTICDES
- 357 IAC 1... DEFINITION; USE OF PESTIDES

General Objectives of the Rule Revisions

Incorporate new federal certification & training rule requirements.

- Recognize the different levels of risk between using RUPs vs. GUPs.
- Consolidate certification & training requirements from several rules into one.
- Simplify supervision of non-certified applicator requirements.
- Consolidate record keeping requirements.

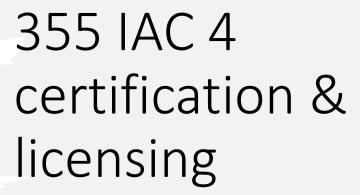
Accommodate new civil penalty legislation provisions into rules.

Recognize definitions already established in law & consolidate all article or rule-specific definitions into one section within each article.

Incorporate allowance for new technologies for ease of compliance.



Recognize definitions already existing in law.





Consolidate definitions from each rule to new "definitions" section.



Consolidate all commercial applicator activities requiring a license into one rule.



Consolidate for-hire category 3b, 7b & 12 initial training requirements into one rule.



Add "unmanned aerial vehicle" to Category 11 (aerial application).

355 IAC 4 supervision of non-certified applicators

Require	Require all regulated users to have a copy of the label at the use site.
Delete	Delete allowance of supervision of non-certified applicators for RUPs.
Allow on	Allow on-site supervision of commercial GUP applications without RT credential.
Maintain	Maintain RT credential requirement for off-site supervision of commercial for-hire GUP applications.
Expand	Expand RT qualification standard to include passing core exam (current) OR attending PPP training (new).
Minimize or eliminate	Minimize or eliminate other supervision details •10 employee max. •Designated supervisor •Written site specific instructions •Daily equipment inspections

355 IAC 4 record keeping

- Expand application record keeping from just RUP, golf course, termiticide & school applications to all licensed applications.
- Add wind speed, wind direction & air temperature to outdoor application records.
- Simplify for-hire termiticide records.
- Add to RUP sales records:
 - License # of purchaser
 - License expiration date
 - License categories of purchaser
 - Signature (current) <u>OR</u> verifiable confirmation (new) of person taking delivery



355 IAC 5 storage & containment of pesticides

- Add small package storage requirements.
- Incorporate storage near public wells rules from 357 IAC 1-10.
- Incorporate container open burning rules from 357 IAC 1-13.
- Incorporate pesticide service container rules from 357 IAC 1-14.
- Allow nitrogen stabilizer pesticides to be stored in fertilizer dikes.
- Allow double wall storage containers to serve as secondary containment for bulk pesticides.
- Allow curbed or sloped floors to serve as secondary containment for minibulk pesticides.
- Exempt bulk disinfectant storage at user site from secondary containment requirements.
- Expand the minibulk containment exemption from 30 to 45 days.

357 IAC 1...

- Recognize definitions already existing in law.
- Consolidate definitions from each rule to new "definitions" section.
- Repeal distribution of RUP rule (duplicate of 355 IAC 4-4-3).
- Clarify for-hire commercial lawn posting & notification allowances.
- Repeal civil penalty rule (replaced by SEA # 227).
- Repeal violator public listing rule (made obsolete by OISC on-line case summary posting & search tools)
- Repeal pesticide storage near public water supply wells rule (incorporated into 355 IAC 5 storage & containment rules)

357 IAC 1...

Repeal	Repeal the community-wide mosquito abatement applicator rule (incorporated into 355 IAC 4 certification & licensing rule).
Replace	Replace the term "harm" in the drift rule with "adverse effect" (now defined in law, as created in SEA #227).
Repeal	Repeal the open burning of pesticide container rule (incorporated into 355 IAC 5 storage & containment rules).
Repeal	Repeal the pesticide service container rule (incorporated into 355 IAC 5 storage & containment rules).
Repeal	Repeal the golf course applicator rule (incorporated into 355 IAC 4 certification & licensing & record keeping rules).
Repeal	Repeal the applicator licensing, pesticide storage, & record keeping sections of the school rule (incorporated into other similar rules)

Comments or Questions?

Thank you!

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