

EMERGENCY RULE

PESTICIDE CLASSIFICATION REGULATIONS (mark-up)

Add the following language to the end of Section X(D):

Applications may be made by air within the four (4) mile buffer zone if the owner or supervisor of the sprayed or treated field has obtained a waiver from the producers of all susceptible crops within the buffer zone. The waiver shall be developed by the Plant Board and provided to said producers by the owner or supervisor of the sprayed or treated field. A copy of the waiver must be provided to the applicator who sprays or treats the field. The applicator shall retain the record for a period of three (3) years. At no time shall the waiver be interpreted to authorize application within one (1) mile of susceptible crops. When making an application within the four (4) mile buffer zone, at the time of application, the wind must be blowing away from susceptible crops.