

Registry of Persons Requiring Prior Notification of the Application of Pesticides ¹

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This document explains the requirements to fulfill before a person can be registered to receive prior notification of pesticide application.

Summary

The Florida Department of Agriculture and Consumer Services (FDACS) is required by Chapter 482 F.S., Florida Pest Control Law, to maintain a current registry of persons who require prior notification of the application of pesticides. FDACS is required to provide a list of these persons on a quarterly basis to all businesses and persons who have a current license or have a limited certificate issued by the FDACS Bureau of Entomology and Pest Control.

Registry Listing Requirements

Upon request, FDACS must register any person who pays an initial registration fee of \$50 and submits to FDACS a certificate signed by a physician, who is licensed as a medical doctor (MD) in Florida, stating the following information:

1. The physician has examined the person and determined that the placement of the person on the registry is necessary to protect that person's health;

2. The physician is board certified by the American Board of Medical Specialities in allergy, toxicology or occupational medicine;
3. The distance surrounding the person's primary residence for which the prior notification is required in order to protect the person's health;
4. The pesticide or class of pesticides for which the physician has determined that prior notification to the person is necessary to protect the person's health; and
5. The license number of the physician.

Persons who want their names to appear on the registry from year to year must pay an annual renewal fee of \$10 and submit an annual update of the physician's certificate.

FDACS, Bureau of Entomology and Pest Control must provide all licensees and limited certificate holders, on a quarterly basis, the following information:

- The names and addresses of those persons who are currently registered;
- The pesticide or class of pesticides for which prior notification is required; and
- The distance for which notification is required.

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It is the responsibility of the person listed on the registry to provide FDACS with the addresses of properties or residences that fall within the applicable contiguous, adjacent, or special-distance parameters for notification. FDACS supplies this information to licensees and certificate holders.

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The Distance Required for Notification

Unless the physician is board-certified in allergy, toxicology or occupational medicine, the physician is limited to requiring notification of those applications made to properties adjacent and contiguous to the person's primary residence. Physicians who are board-certified in one of the above-named specialties may extend the distance required for notification up to a half-mile radius from the boundaries of the person's primary residence. It must not exceed the minimum distance required to protect the person's health.

Notification Requirements

A licensee or limited certificate holder must notify the person at least 24 hours prior to the application of the pesticide to a lawn, plant bed, or exterior foliage within the area, designated by the physician, that surrounds the property on which the primary residence of the registered person is located. Notification may be by telephone, mail or hand delivery. The notification must include the location where the pesticide will be applied and the type of pesticide to be used. An exception is made for small amounts of another pesticide applied to an infestation or disease discovered on the site at the time of treatment. This notification requirement does not apply to pesticide applications made by:

- Homeowners or
- Pesticide applicators licensed under Chapter 487 F.S.

Additional Information

Further information is available from:

Florida Department of Agriculture & Consumer Services

Bureau of Entomology and Pest Control

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