

SECTION .1400 - GROUND APPLICATION OF PESTICIDES

02 NCAC 09L .1401 DEFINITIONS

All specific words or terms used in this Section other than those defined below shall have the same definitions as shown in the North Carolina Pesticide Law of 1971, G.S. 143-460:

- (1) Adverse Effect. Personal injury, damage to personal property, damage to real property, damage to the environment or any combination of these;
- (2) Drift. The airborne movement of pesticides resulting from the application of pesticides such as to carry the pesticides beyond the target area;
- (3) Environment. Water, air, land, and all plants and man and other animals living therein and the interrelationships which exist among these;
- (4) Identification of Farm. For record keeping purposes, licensed pesticide applicators shall use ASCS farm number or common name of farm or address of farm or other practical means of identification of farm;
- (5) Identification of Site. For record keeping purposes, federal, state or public agencies or licensed pesticide applicators under contractual agreement with or under supervision of such an agency shall use statewide or name(s) of county(s) or name(s) of city(s) or name(s) of body(s) of water or other practical means of identification of site. All other licensed pesticide applicators shall use name of specific right-of-way or name and address of golf course or specific address of site or other more definitive practical means of identification of site;
- (6) Object. A physical or living thing occurring on a site; e.g., a structure, animal, tree, ornamental plant, or material.

History Note: Authority G.S. 143-458; 143-463; 143-466(a);
Eff. October 21, 1977;
Amended Eff. November 1, 1988; August 1, 1985; February 5, 1978.

02 NCAC 09L .1402 RECORD KEEPING REQUIREMENTS

All licensed pesticide applicators, as defined in G.S. 143-460 which includes public operators, utilizing ground equipment shall keep for three years and make available to the commissioner for like period records of all applications of restricted use pesticides showing the following:

- (1) name of licensed pesticide applicator or licensed public operator;
- (2) name and address of the person for whom the pesticide was applied;
- (3) identification of farm or site(s) treated with pesticide(s);
- (4) name of crop, commodity, or object(s) which was treated with pesticide(s);
- (5) approximate number of acres or size or number of other object(s) treated;
- (6) date(s) pesticide(s) was applied;
- (7) the brand name of the pesticide(s) and EPA registration number(s);
- (8) amount (volume or weight) of pesticide formulation(s) or active ingredient(s) applied per unit of measure;
- (9) name(s) of person(s) applying pesticide(s).

History Note: Authority G.S. 143-458; 143-463; 143-466(a);
Eff. October 21, 1977.

02 NCAC 09L .1403 EXEMPTIONS TO 2 NCAC 9L .1402

History Note: Authority G.S. 143-458; 143-463; 143-466(a);
Eff. October 21, 1977;

Amended Eff. August 1, 1985; August 1, 1982;
Repealed Eff. November 1, 1988.

02 NCAC 09L .1404 DRIFT CONTROL

No person shall apply a pesticide(s) under such conditions that drift from pesticide(s) particles or vapors results in adverse effect.

History Note: Authority G.S. 143-458; 143-463;
Eff. August 1, 1985.

02 NCAC 09L .1405 EXEMPTIONS TO 2 NCAC 9L .1404

History Note: Authority G.S. 143-458; 143-463;
Eff. August 1, 1985;
Repealed Eff. November 1, 1988.