SURVEY SAYS…

STATES/TRIBES/TERRITORIES ON AMENDED CERTIFICATION OF PESTICIDE APPLICATORS RULE
The Survey

- Certification & Training
  - Current program
  - Implications to current programs with amendments to the federal certification rule
- 39 Questions
- 47 responses!!!
  - Inform future activities
How difficult is it to implement the revised federal Pesticide Applicator Certification Rule?

- Very Difficult: 43.48%
- Difficult: 34.78%
- Somewhat Difficult: 17.39%
- Not Difficult: 2.17%
- Unsure: 2.17%
Changes that will be required to your current laws and regulations to implement the revised federal rule.

- Unknown
- No Changes
- Both Laws and Regulations
- Regulations Only
- Laws Only
Challenges …to successfully implement the revised certification rule (check all that apply).

- Outreach & education to stakeholders
- Political—no new legislation that places additional financial burden on taxpayers
- Process to make regulatory changes
- Bridging communication between states and tribes, compliance

“OTHER”

- Lack of guidance
- Revision state plan
- Staffing resources
- Required regulatory changes
- Funding

Graph showing the challenges with bars indicating the level of concern.
Greatest challenge to...implementation?

- Other
  - Process to make regulatory changes
  - Implementation by tribal programs
  - All of the above...

- Funding: 8%
- Required Regulatory Changes: 9%
- Staffing Resources: 8%
- Revision: 13%
- Lack of Guidance: 26%
- Other: 36%
Do you believe.....

seek funding to implement the changes?
When determining the costs…would you find a cost template or tool valuable?

- Yes: 31.91%
- No: 27.66%
- Unknown: 40.43%
Do you anticipate difficulty implementing the minimum age requirement?

- Yes = 10.64%
- No = 70.21%
- Maybe = 19.15%
- Select Comments
  - Limit employment...financial impact to employers and age group 18 and under
  - Age verification will present additional challenge
  - Anticipate resistance from industry (allow under 18)
  - Moratorium on rulemaking...difficult to get regulations passed...tried once before...failed
Did the final rule address your biggest concerns with the proposed rule?

- Yes = 74.47%
- No = 25.53%

Select Comments

- Training of noncertified applicators...huge hurdle
- Civil and criminal penalties....
- Resources to review manuals and exams...
- Open book exams reflect real-world conditions
- Although more acceptable...dictates to states far too many requirements that are not significant issues
- We can not regulate out intentional misuse or stupidity
Conclusion

- Final rule did address many of the biggest concerns of states/tribes/territories
- Impacts to current regulatory programs will vary
- Guidance from EPA is needed to assist in implementation of revised rule
- Concerns regarding the regulatory changes
- Concerns regarding time for revision of State Certification Plans
- Concern regarding financial and human resources to implement
Survey Is Available

www.aapco.org

www.aspcro.org