

● **PESTICIDE ACT (AERIAL APPLICATORS)**

STATUTORY CITATION: Neb. Rev. Stat. §§ 2-2655 – 2-2659

RELATED REGULATIONS: 25 Neb. Admin. Code, Ch. 2, § 005.02B(12)

GENERAL SUMMARY: In addition to the general standards outlined in the previous entry, the Pesticide Act imposes explicit licensing requirements on aerial pesticide applicators.

SPECIFIC TERMS AND CONDITIONS

LICENSING — No one may apply pesticides by use of an aircraft unless he or she holds a Nebraska aerial pesticide business license, or is employed by such a licensee. Moreover, a person licensed as a commercial applicator may apply pesticides from an aircraft only under the direct supervision of a person holding a Nebraska aerial pesticide business license. The license application must include, among other items, the FAA registration number of all aircraft owned, rented or leased by the applicant that will be utilized for aerial pesticide operations.

STANDARDS OF COMPETENCY — Aerial applicators must demonstrate practical knowledge specifically related to aerial spraying, including (1) aerial equipment calibration and maintenance, (2) target crops and pests, (3) pesticide drift and potential for non-target injury, and (4) re-entry intervals.

ADMINISTRATION AND ENFORCEMENT

PRIMARY ENFORCEMENT AGENCY — *Pesticide Program, Animal and Plant Health Protection, Nebraska Department of Agriculture, Lincoln, Nebraska 68509 (402-471-2351; toll-free 877-800-4080).*

SECONDARY OR ASSOCIATED ENFORCEMENT AGENCY — *None.*