

As Amended by Senate Committee

Session of 2011

SENATE BILL No. 186

By Committee on Agriculture

2-10

1 AN ACT concerning agriculture; relating to the pest control act;
2 amending K.S.A. ~~2-2451~~ **2010 Supp. 2-2450** and repealing the
3 existing section; ***also repealing K.S.A. 2-2451.***
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 ~~Section 1. K.S.A. 2-2451 is hereby amended to read as follows: 2-~~
7 ~~2451. Before any pesticide business license, governmental registration~~
8 ~~or an applicator's certificate shall be revoked, denied renewal or~~
9 ~~modified, or before it shall be suspended for any cause other than~~
10 ~~termination of surety bond, liability insurance coverage, letter of credit,~~
11 ~~or proof of an escrow account, or failure to employ one or more~~
12 ~~commercial applicators certified in each category and subcategory in~~
13 ~~which the pesticide business makes commercial pesticide applications,~~
14 ~~the secretary shall inform the licensee, registrant or holder of a~~
15 ~~certificate of the date and place of hearing upon such proposed~~
16 ~~revocation, denial, modification or suspension. The hearing shall be~~
17 ~~conducted provide notice and opportunity for hearing in accordance~~
18 ~~with the provisions of the Kansas administrative procedure act.~~

19 ***Section 1. K.S.A. 2010 Supp. 2-2450 is hereby amended to read***
20 ***as follows: 2-2450. (a) If the surety bond, certificate of liability***
21 ***insurance, letter of credit or proof of an escrow account previously***
22 ***furnished by the licensee expires or is canceled or terminated, the***
23 ***secretary shall suspend without a hearing the pesticide business***
24 ***license until an acceptable substitute surety bond, letter of credit,***
25 ***proof of an escrow account or certificate establishing acceptable***
26 ***replacement of liability insurance is supplied.***

27 ***(b) If the pesticide business fails to employ one or more***
28 ***commercial applicators certified in each category and subcategory in***
29 ***which the pesticide business makes commercial pesticide***
30 ***applications, the secretary shall may suspend, without a hearing, the***
31 ***pesticide business license for that category until the pesticide***
32 ***business employs a commercial applicator with the appropriate***
33 ***certification.***

1 Sec. 2. K.S.A. 2-2451 *and K.S.A. 2010 Supp. 2-2450* ~~are~~ hereby
2 repealed.

3 Sec. 3. This act shall take effect and be in force from and after its
4 publication in the statute book.

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