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HOUSE BILL 93

**47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005**

INTRODUCED BY

Andy Nuñez

AN ACT

RELATING TO AGRICULTURE; AMENDING THE PESTICIDE CONTROL ACT TO  
RAISE FEES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 76-4-22 NMSA 1978 (being Laws 1973,  
Chapter 366, Section 22, as amended) is amended to read:

"76-4-22. FEES.--

A. Fees for the registration of pesticides, the  
various licenses, inspection of apparatuses and examination of  
applicants required by the Pesticide Control Act shall be set  
by the board not to exceed the amount authorized below:

(1) annual registration fee for each pesticide  
or device registered, not more than . . . . . [~~35.00~~] \$150;

(2) annual pesticide dealer license for each  
location or outlet within the state or, if there is no outlet

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- 1 in the state, for the principal out-of-state location or
- 2 outlet, not more than . . . . . [~~\$50.00~~] \$100;
- 3 (3) annual pest management consultant license,
- 4 not more than . . . . . [~~\$50.00~~] \$100;
- 5 (4) annual commercial pesticide applicator
- 6 license, not more than . . . . . [~~\$75.00~~] \$100;
- 7 (5) annual operator license, not more
- 8 than . . . . . [~~\$50.00~~] \$75.00;
- 9 (6) annual noncommercial applicator license,
- 10 not more than . . . . . [~~\$50.00~~] \$100;
- 11 (7) private applicator certification or
- 12 renewal, not more than . . . . . [~~\$5.00~~] \$25.00;
- 13 (8) additional inspection required to certify
- 14 each unit of aircraft, ground or manual equipment that fails to
- 15 pass inspection, not more than . . . . . \$25.00; and
- 16 (9) examination fee for each examination
- 17 needed to qualify the applicant as a pest management
- 18 consultant, commercial pesticide applicator, noncommercial
- 19 applicator or operator or any combination thereof, not more
- 20 than . . . . . [~~\$5.00~~] \$20.00.

21 B. If the application for the renewal of a

22 pesticide registration or any annual license provided for in

23 the Pesticide Control Act is not filed prior to the expiration

24 date of the prior registration or license, the fee for [~~such~~]

25 renewal of registration or license shall be double the amount

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1 specified in this section and shall be paid by the applicant  
2 before the renewal registration or license [~~shall be~~] is  
3 issued. Any person holding a current valid license may renew  
4 [~~his~~] the license for the next year without taking an  
5 examination unless the department determines that additional  
6 knowledge relating to the classification for which the  
7 applicant has applied makes a new examination necessary.  
8 However, if the license is not renewed within thirty days after  
9 expiration, the licensee shall be required to take new  
10 certification examinations."

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