

217B.180 Exemptions from licensing or registration.

- (1) The provisions of KRS 217B.020 to 217B.180 relating to licenses or registration and requirements for their issuance shall not apply to any farmer owner of ground equipment applying nonrestricted use pesticides for himself or his farmer neighbors if he applies the pesticides for his farmer neighbors without compensation other than trading of personal services.
- (2) The licensing or registration provisions of KRS 217B.020 to 217B.180 and KRS 217B.500 to 217B.585 shall not apply to any person:
 - (a) Using handpowered equipment, devices, or contrivances to apply nonrestricted use pesticides to lawns, or to ornamental shrubs and trees not in excess of twelve (12) feet high, as an incidental part of his activity of taking care of his household lawn and yard or those of his neighbors, on the condition that the person shall not publicly hold himself out as being in the business of applying pesticides, and shall not accept compensation other than the trading of personal services for the activity; or
 - (b) Using nonrestricted use pesticides to prevent, control, repel, or eliminate wood destroying organisms or general pests in, around, or outside his or her household for the purpose of mitigating threats to the structural integrity, the human occupancy, or the contents of such household, on the condition that the person shall not publicly represent himself or herself as being in the business of applying pesticides, and shall not accept compensation other than the trading of personal services for the activity.
- (3) KRS 217B.020 to 217B.180 shall not apply to operators presently licensed and regulated under the provisions of KRS 249.250 to 249.340 on June 17, 1978, except that if required by EPA regulations the persons may be issued, without additional fees or examination, an applicator's license to enable them to purchase and use restricted use pesticides in accordance with the requirements of the Federal Environmental Pesticide Control Act of 1972.
- (4) The registration provisions of KRS 217B.105 shall not apply to any noncommercial applicator.
- (5) The licensing provisions of KRS 217B.080 shall not apply to any trainee.

Effective: June 29, 2021

History: Amended 2021 Ky. Acts ch. 84, sec. 10, effective June 29, 2021. -- Amended 2000 Ky. Acts ch. 172, sec. 18, effective July 14, 2000. -- Amended 1978 Ky. Acts ch. 81, sec. 18, effective June 17, 1978; and ch. 145, sec. 2, effective June 17, 1978. - - Amended 1974 Ky. Acts ch. 148, sec. 17. -- Created 1972 Ky. Acts ch. 130, sec. 18.