

The Law Requires You to Record

1. **The brand or product name of the restricted use pesticide and its EPA registration number.** (Federal law does not require that you record general use pesticide applications -- only restricted use pesticides.)
2. **The total amount applied.** Record the total quantity of the product used -- not the quantity after water or other substances were added. Amount does not refer to percent of active ingredient. Use the pesticide label for reference and record the amount in quantities similar to label language. For example, if the label states the pesticide is to be measured in pints or ounces, then record the amount in that measurement.
3. **The size of the area treated.** This information should be recorded in a unit of measure such as acre, linear feet, bushel, cubic feet, square feet, number of animals, etc. which is normally expressed on the pesticide label in reference to the application being made. For special applications such as alternate middles, weed wicks or band application, record the total area covered. For example, if an 80 acre grove is treated using an alternate middle approach, the entire 80 acres would be recorded as the "size of area treated."
4. **The crop, commodity, stored product, or site** to which the pesticide was applied. Refer to the pesticide label for guidance if you are unsure how to record this information.
5. **The location of the application.** Record the location of the treated area, not the address of the farm or business. Your goal is to be able to identify the exact area of the application two years later if requested. The law allows any of the following designations: - county, range, township, and section; - maps or written descriptions; - a USDA identification system such as those used by the Natural Resources Conservation Service or the Consolidated Farm Service Agency (formerly SCS and ASCS) which involves maps and a numbering system to identify field locations; ~~A~~the legal property description.
6. **The month, day, and year** of the application.

7. **The applicator's name and certification number** if applicable (some states do not assign numbers). If the application was made by someone who is not certified, then record the name and number of the certified applicator who supervised the application.

How to Record Spot Applications

If you apply restricted use pesticides on the same day in a total area of less than one-tenth of an acre, you are required to record only the following: - brand/product name, EPA registration number - total amount applied - month, day, year of the application - identification of the application as a spot application and a general description of the location (for example, "treated fire ant mounds in the lower creek pastures") along with the words "spot application."

This spot application provision excludes greenhouse and nursery applications which are required to keep all of the data elements.

Additional Requirements

The information must be recorded within 14 days following the pesticide application. It will be easier to accurately record the data if you record it promptly.

You must keep the records for two years from the date of the pesticide application.

There is no required form. Any form (handwritten or on computer) is acceptable as long as the required data is included.

Records by Commercial Applicators

If you hire a commercial applicator, note that the regulations require commercial applicators to give clients a copy of their pesticide application record within 30 days of the application.

Access to the Record Information Is Limited to:

- USDA-authorized representatives who present identification;
- State-authorized representatives who present identification;
- Attending licensed health care professionals, or those acting under their direction, when treating individuals who may have been exposed to restricted use pesticides.

Civil Penalties:

A certified applicator who violates any provision of the regulations will: ~~A~~For the first offense, be subject to a fine of not more than \$550; ~~A~~For subsequent offenses, be subject to a fine of not less than \$1,100 for each violation. The penalty

shall be less than \$1,100 if the Administrator of USDA Agricultural Marketing Service, or his or her designee, determines that the certified applicator made a good faith effort to comply.

For Additional Information

For additional information about the Pesticide recordkeeping Program, contact the: Pesticide Records Branch, USDA, Agricultural Marketing Service, 8700 Centreville Road, Suite 202, Manassas, VA 20110-8411, phone (703) 330-7826, fax (703) 330-6110.

or contact your local county Cooperative Extension Service.