

## MULTIPLE LOCATIONS

Pesticide retailers must have a Pesticide Dealer license for each location that sells or distributes RUPs to end users. This includes in-state and out-of-state distribution/shipping facilities that ship directly to the customer in Oregon.

## INSPECTING PRODUCTS

- ✓ Check to make sure the pesticides offered for sale are registered with ODA. Registered products should appear when searching the ODA website.
- ✓ All pesticides must have the complete product label on the package. Some products have additional booklets, manuals, or supplemental labels.
- ✓ Do not sell adulterated (damaged) or misbranded (incorrectly labeled) products to end users.

## CONSULTING

Employees of the dealer must hold a Pesticide Consultant license if they are providing technical advice on restricted-use pesticides (RUPs). This includes recommending RUPs, calculating rates, and interpreting label instructions for clients.

## CUSTOM APPLICATIONS

The pesticide dealer license does not allow the license holder to perform **any** pesticide applications on the property of others. A **Commercial Pesticide Operator** license must be obtained prior to starting a pesticide application business or applying pesticides to the property of others. Individuals making pesticide applications must obtain a **Commercial Pesticide Applicator** license with the appropriate categories.

## CONTACT US

Oregon Department of Agriculture  
Pesticides Program  
635 Capitol St NE  
Salem, OR 97301

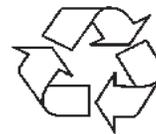
Phone: 503-986-4635  
Fax: 503-986-4735  
<http://oregon.gov/ODA/PEST>  
[pestx@oda.state.or.us](mailto:pestx@oda.state.or.us)

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**Oregon**  
Department  
of Agriculture



# Dealer

**Pesticide  
Dealer  
Responsibilities**



## CHECK LICENSES

Only persons with the following licenses may purchase restricted-use pesticides (RUPs):

- ✓ Commercial pesticide applicators with the correct license categories
- ✓ Public pesticide applicators with the correct license categories
- ✓ Private applicators
- ✓ Only Consultants with the Demonstration and Research category

**Apprentices and Trainees cannot purchase RUPs**

## VERIFYING CATEGORIES

Individuals attempting to purchase restricted-use pesticides must only be sold products that would be legal to use under their license.

- ✓ Commercial and public applicators' categories must match the product uses. For example, a commercial applicator with the "Structural Pest" category should not be sold a restricted-use agricultural herbicide.
- ✓ Private applicators should only be allowed to purchase restricted-use pesticides for agriculture, forestry, greenhouse or nursery use.
- ✓ Consultants can only purchase restricted-use pesticides for use in research or demonstration trials or plots. **Large quantities should be questioned.**

## DEALER RECORDKEEPING

### *Recordkeeping requirements*

- ✓ Pesticide license holder information
  - ♦ Name of purchaser (no nicknames, initials, partial names, or ranch or company names)
  - ♦ Applicator's mailing address
  - ♦ Applicator's license number (list issuing state if not from Oregon).
- ✓ Date (M/D/Y) of the sale or distribution
- ✓ Trade name of pesticide—including formulation type
- ✓ Quantity of product sold or distributed

Although the sale of a RUP is made to a licensed certified applicator, the product may be picked up by an un-licensed person designated by the purchaser. The name of the person picking up the RUP should be listed in the sales record.

### *How to keep records*

- ✓ Develop your own forms based on the elements listed above.
- ✓ Records may be kept in hard copy format or on a computer system.
- ✓ Records must be maintained for three years.
- ✓ Provide records to ODA upon request.

## SECONDARY CONTAINMENT

### *Does my Facility Need Secondary Containment?*

- ✓ If you are an agricultural products establishment whose principal business (50% or more) is retail sales, OR
- ✓ You are a Commercial Pesticide Applicator, OR
- ✓ You are a custom blender, **AND**
- ✓ One or more of the stationary pesticide containers holds 500 gallons or more of a liquid pesticide or 4000 pounds or more of dry pesticides...

Then you **MUST** have a secondary containment unit and a containment pad.

## REPACKAGED/REFILLABLES

- ✓ Dealer (independent refiller) must have a written contract with the product registrant.
- ✓ Refiller and product registrant are responsible for the product integrity.
- ✓ Use only a registrant-acceptable container and confirm that it is safe to use.
- ✓ Refillable containers must be properly cleaned to registrant specifications.
- ✓ Refillable containers must be properly labeled; including the EPA establishment number and the net contents.
- ✓ Records must be kept on the product, date, and container for each refill.

