

6 days; and for the fourth and any subsequent offense, such license shall be
7 revoked for a period of one year.

1 SEC. 15. Chapter one hundred ninety-six (196), Code 1975, is repealed.

Approved June 28, 1976

CHAPTER 1127

PLANT NUTRIENTS IN FERTILIZERS

H. F. 787

AN ACT relating to minimum percentages of plant nutrients in fertilizers.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Chapter two hundred (200), Code 1975, is amended by adding the
2 following new section:

3 NEW SECTION. No phosphatic fertilizer containing less than eighteen percent
4 available phosphoric acid (P_2O_5), nor any nitrogen fertilizer containing less than
5 fifteen percent total nitrogen (N), nor any potash fertilizer containing less than
6 fifteen percent soluble potash (K_2O), nor any mixed fertilizer in which the sum of
7 the guaranteed analysis of total nitrogen (N), available phosphoric acid (P_2O_5),
8 and soluble potash (K_2O), totals less than twenty percent shall be offered for sale,
9 sold, or distributed in this state. This Act shall neither apply to specialty fertilizers
10 as defined in subsection five (5) of section two hundred point three (200.3) of the
11 Code nor to any fertilizer designed to be applied and ordinarily applied directly
12 to growing plant foliage to stimulate further growth.

Approved March 12, 1976

CHAPTER 1128

PESTICIDES APPLICATION

H. F. 1509

AN ACT relating to certification for applicators of restricted use of pesticides.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Acts of the Sixty-fifth General Assembly, 1974 Session, chapter
2 one thousand one hundred fifty-seven (1157), section twenty-one (21), is amended
3 to read as follows:

4 Sec. 21. This Act shall become effective January 1, 1975. However, certification
5 for applicators of restricted use pesticides shall not be required until October 21,
6 1976 1977.

7 Notwithstanding any of the provisions of chapter two hundred and six (206) of
8 the Code, all licenses and product registrations that expire after June 30, 1974,
9 and before December 31, 1974, shall remain in full force and effect and be
10 deemed a current license or product registration during the period between July 1,
11 1974 and December 31, 1974. All licenses and product registrations so extended
12 shall expire on December 31, 1974.

1 SEC. 2. Section two hundred six point five (206.5), Code 1975, is amended to
2 read as follows:

3 **206.5 Certification requirements.** No person shall apply any restricted use
4 pesticide without first complying with the certification requirements of this
5 chapter and such other restrictions as determined by the secretary or being under
6 the direct supervision of a certified applicator.

7 The secretary shall adopt, by rule, requirements for the examination, re-
8 ~~examination~~ and certification of applicants and set a fee of not more than ten
9 dollars for the certification program of commercial applicators and not more than
10 five dollars for the certification program of private applicators.

11 The secretary may adopt rules for the training of applicators in co-operation
12 with the co-operative extension service at Iowa State University of science and
13 technology.

14 *The secretary shall not require applicants for certification as private applicators to
15 take and pass a written test, if the applicant instead shows proof that he has attended
16 an informational course of instruction approved by the secretary. The secretary shall
17 provide for temporary certification for emergency purchases of restricted use products
18 by requiring the purchaser to sign an affidavit, at the point of purchase, that he has
19 read and understands the information on the label of the restricted use product being
20 purchased.*

1 SEC. 3. Section two hundred six point six (206.6), subsection four (4), Code
2 1975, is amended by striking the subsection and inserting in lieu thereof the
3 following:

4 4. Renewal of applicant's license. The secretary shall renew any applicant's
5 license under the classifications for which such applicant is licensed, provided
6 that a program of training of all personnel who apply pesticides has been
7 established and maintained by the licensee. Such a program may include
8 attending training sessions such as Co-operative Extension Short Courses or
9 Industry trade association training seminars.

1 SEC. 4. Section two hundred six point eight (206.8), subsection three (3), Code
2 1975, is amended by striking the subsection and inserting in lieu thereof the
3 following:

4 3. Provisions of this section shall not apply to a pesticide applicator who sells
5 pesticides as an integral part of his pesticide application service, or any federal,
6 state, county or municipal agency which provides pesticides only for its own
7 programs.

1 SEC. 5. Section two hundred six point eighteen (206.18), subsection four (4),
2 Code 1975, is amended to read as follows:

3 4. The licensing requirements of section 206.6 shall not apply to ~~any person~~
4 ~~persons~~ using hand-powered or self-propelled equipment not exceeding seven and
5 ~~one-half horsepower as determined by rules promulgated by the department to~~
6 ~~applying~~ apply pesticides to lawns, or to ornamental shrubs and trees not in excess
7 of twelve feet high, as an incidental part of taking care of household lawns and
8 yards provided, that such ~~person persons~~ shall not publicly hold ~~himself themselves~~
9 out as being in the business of applying pesticides, and that such ~~person does~~
10 ~~persons do~~ not apply restricted use pesticides or state restricted use pesticides,
11 restricted to use only by certified applicators.

Approved April 26, 1976