Rules and Regulations of the State of Georgia

Department 620 RULES OF GEORGIA STRUCTURAL PEST CONTROL COMMISSION

Current through Rules and Regulations filed through April 4, 2023

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ADMINISTRATIVE HISTORY

The **Administrative History** following each Rule gives the date on which the Rule was originally filed and its effective date, as well as the date on which any amendment or repeal was filed and its effective date. Principal abbreviations used in the Administrative History are as follows:

f. - filed

eff. - effective

R. - Rule (Abbreviated only at the beginning of the control number)

Ch. - Chapter (Abbreviated only at the beginning of the control number)

ER. - Emergency Rule

Rev. - Revised

Note: Emergency Rules are listed in each Rule's Administrative History by Emergency Rule number, date filed and effective date. The Emergency Rule will be in effect for 120 days or until the effective date of a permanent Rule covering the same subject matter superseding this Emergency Rule is adopted, as specified by the Agency.

Chapters 620-1 entitled "Organization", 620-2 entitled "Objective for General Control", 620-3 entitled "Licensing", 620-4 entitled "Bonds", 620-5 entitled "Advertising", 620-6 entitled "Penalties", 620- 7 entitled "Specific Objective for Wood Destroying Organism", 620-8 entitled "Inspection", 620-9 entitled "Structural Pest Control", and 620-10 entitled "Fumigation" have been adopted. Filed and effective June 30, 1965.

Chapters 620-1 to 620-9 have been repealed and new Chapters adopted. Filed October 25, 1966; effective November 13, 1966.

Chapter 620-9 repealed. Filed February 14, 1985; effective March 4, 1985. **Note:** Chapter 620-9 repealed was previously not recorded in the Administrative History, the error was discovered April 21, 2021 when a new Chapter 620-9 was filed and the repeal recorded as published in the Official Compilation Rules and Regulations of the State of Georgia.

Emergency Rule 620-6-0.5-.03, entitled "Official Georgia Wood Infestation Inspection Report" has been adopted. Filed and effective on January 18, 1990, the date of adoption, to remain in effect for 120 days or until the effective date of a permanent Rule covering the same subject matter superseding this Emergency Rule is adopted, as specified by the Agency. Said Emergency Rule was adopted because of revisions to the Official Wood Infestation Inspection Report used by the real estate and banking industries regarding the status of wood destroying organisms in structures included in transfer of real property. (This Emergency Rule will not be published; copies may be obtained from the Agency.)

Rule 620-2-.01 has been amended. Filed February 23, 1990; effective March 15, 1990.

Rule 620-6-.03 has been repealed and a new Rule adopted. Filed May 9, 1990; effective May 29, 1990.

Rules 620-3-.01 and .02 have been amended. Filed June 14, 1991; effective July 4, 1991.

Rule 620-6-.06 has been repealed and a new Rule adopted. Filed January 23, 1992; effective February 12, 1992.

Rule 620-3-.03 has been amended. Filed September 11, 1992; effective October 1, 1992.

Rule 620-3-.02 has been amended. Filed December 22, 1992; effective July 1, 1993, as specified by the Agency.

Rules 620-6-.04, .05 have been repealed and new Rules adopted. Rule 620-7-.02 has been amended. Rule 620-8-.06 has been adopted. Filed October 20, 1994; effective January 1, 1995, as specified by the Agency.

Rule 620-3-.01(2) has been amended. Filed March 17, 1995; effective April 6, 1995.

Rules 620-3-.02; 620-6-.02, .03, .04, .05 and .07 have been amended. Filed September 14, 1995; effective October 4, 1995.

Rule 620-6-.02 has been amended. Filed April 12, 1996; effective November 1, 1996, as specified by the Agency.

Chapters 620-3, 620-6, 620-7, 620-8 have been repealed and new Chapters adopted. Filed June 4, 1997; effective July 1, 1997, as specified by the Agency.

Rules 620-1-.02; 620-2-.01; 620-3-.01, .02; 620-6-.02 to .07; and 620-7-.02 have been amended. Rule 620-7-.03 has been adopted. Filed October 3, 2000; effective November 1, 2000, as specified by the Agency.

Rules 620-2-.01, 620-3-.01 to .03, 620-4-.01, and 620-6-.02 have been amended. Filed January 6, 2003; effective February 1, 2003, as specified by the Agency.

Emergency Rule 620-7-0.6-.03 adopted. Filed October 23, 2003; effective October 21, 2003, the date of adoption, to be in effect for 120 days or until the effective date of a permanent Rule covering the same subject matter superseding this Emergency Rule is adopted, as specified by the Agency. This Emergency Rule was adopted to change rule dealing with Schools pesticide treatments. (This Emergency Rule will not be published; copies may be obtained from the Agency.)

Emergency Rule 620-6-0.7-.04 adopted. Filed and effective November 10, 2003, as specified by the Agency, to be in effect for 120 days or until the effective date of a permanent Rule covering the same subject matter superseding this Emergency Rule is adopted, as specified by the Agency. This Emergency Rule was adopted to change rule dealing with Control Measures. (This Emergency Rule will not be published; copies may be obtained from the Agency.)

Rules 620-6-.04 and 620-7-.03 have been amended superseding Emergency Rules 620-7-0.6-.03 and 620-6-0.7-.04. Filed March 4, 2004; effective March 24, 2004.

Rules 620-3-.02, 620-6-.01 to .04, and .07 have been amended. Filed August 26, 2005; effective September 16, 2005, as specified by the Agency.

Rules 620-2-.01, 620-3-.01, and .02 have been repealed and new Rules adopted. Filed February 27, 2007; effective March 19, 2007.

Chapter 620-11 entitled "Treatment of Schools" adopted. Rules 620-2-.01, 620-3-.01 to .03, 620-6-.01 to .04 and .07 amended. Rule 620-7-.03 repealed. F. Mar. 11, 2014; eff. Mar. 31, 2014.

Rules 620-1-.02, 620-3-.02, 620-6-.02, .03, .04, .06, and .07 amended. F. Aug. 11, 2017; eff. Sep. 1, 2017, as specified by the Agency.

Rule 620-6-.04 amended. F. Jan. 7, 2019; eff. Feb. 1, 2019, as specified by the Agency.

New Chapter 620-9, entitled "Control and Removal of Honeybees from Structures," adopted. F. Apr. 21, 2021; eff. July 1, 2021, as specified by the Agency.

Chapter 620-1. ADMINISTRATION AND ORGANIZATION.

Rule 620-1-.01. Administration.

All Rules relating to the administration of the Georgia Structural Pest Control Commission shall be administered by the Commissioner of Agriculture of the State of Georgia, whose office is located at 19 Martin Luther King, Jr. Drive, Atlanta, Georgia, 30334.

Cite as Ga. Comp. R. & Regs. R. 620-1-.01
Authority: O.C.G.A. 43-45-7.
History. Original Rule entitled "Organization of Board" was filed and effective on June 30, 1965.
Amended: Rule repealed and a new Rule of the same title adopted. Filed October 25, 1966; effective November 13, 1966.
Amended: Rule repealed and a new Rule of the same title adopted. Filed January 23, 1979; effective February 12, 1979.
Amended: Rule repealed and a new Rule entitled "Administration" adopted. Filed February 14, 1985; effective March 6, 1985.

Rule 620-1-.02. Organization of Commission.

The Georgia Structural Pest Control Commission shall consist of seven (7) members, as follows: the Head of the Department of Entomology of the University of Georgia, or some qualified person of said department designated by him; the Commissioner of the Georgia Department of

Agriculture, or some qualified employee of said Department designated by him; the Commissioner of the Georgia Department of Public Health, or some qualified employee of said Department designated by him; three residents of Georgia who are currently certified under this Act and who are actively engaged in the pest control industry; and one person having a recognized interest in consumer affairs and protection, but who has no connection whatsoever with the pest control industry. The latter four members shall be appointed by the Commissioner of Agriculture.

Cite as Ga. Comp. R. & Regs. R. 620-1-.02
Authority: O.C.G.A. § 43-45-3.
History. Original Rule entitled "Organization of Board" adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Repealed: New Rule of same title adopted. F. Jan. 23, 1979; eff. Feb. 12, 1979.
Repealed: New Rule entitled "Organization of Commission" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: F. Aug 11, 2017; eff. September 1, 2017, as specified by the Agency.

Chapter 620-2. GENERAL.

Rule 620-2-.01. Definitions.

The following definitions shall apply to all Chapters 620-1 through 620-8:

(a) Act--means the Structural Pest Control Act (Ga. L. 1955, p. 564 and all amendments thereto).

(b) Active infestation of termites-means any infestation of termites that is capable of continued attack on a structure.

(c) Adjacent outside areas--means outside areas contiguous to the structure(s) being treated.

(d) Alternate application technique--means an alternate method of application of termiticide which has been approved by the Commission; and has efficacy data supporting the use of such application technique reviewed and accepted by the Commission; and which is used in a manner consistent with the label and labeling of the termiticide being applied. The Commission, at its discretion, may accept, reject, cancel, suspend or modify any application, at any time, for approval as an alternate application technique.

(e) Applicant--means any person, firm, corporation or other business entity making application to engage in any operations or to become certified or registered under the provision of the Act.

(f) Bait and Baiting System--means any substance or mixture of substances and devices used for delivery of the substance(s) used as an attractant or food source for the purpose of controlling targeted pests consistent with the product's label and labeling directions.

(g) Bond--means a written instrument issued or executed by a bonding, surety, or insurance company licensed to do business in this State, or otherwise approved by the Commission, guaranteeing the fulfillment of the agreement between the licensee or business entity and his customer. It is a Surety Bond issued by a third party and does not include any warranty or guaranty only between the licensee and the customer.

(h) Computer Based Training - means any prerecorded or static presentation or session where there is no real time interaction with the speaker.

(i) Cellulosic Material--means any material containing cellulose found in a crawl space that could reasonably be expected to support or contribute to an infestation of termites.

(j) Certified Operator--means any person who has been determined competent to use or supervise the use of pesticides, including restricted use pesticides or pesticides with State restricted uses as defined in this Act in the category(ies) of Structural Pest Control in which he is currently certified.

(k) Commission--means the Structural Pest Control Commission.

(l) Commissioner--means the Commissioner of Agriculture of the Georgia Department of Agriculture.

(m) Designated Certified Operator--means a person who is currently certified in one or more of the Structural Pest Control categories and who has been designated by a Licensee as being responsible for the pest control and reporting activities of said Licensee in the category(ies) in which he is certified.

(n) Device--means any piece of equipment of any form designed for the control of any pest when used in strict accordance with the device's label and labeling directions.

(o) Employee--means any person employed by a Licensee who is engaged in any phase of pest control. It does not include clerical, janitorial or other employees performing work unrelated to the actual evaluation or control of pest problems.

(p) Enforcement Agency--means the Georgia Department of Agriculture.

(q) Experience Relating to Service--means experience involving the inspection, application or direct supervision of the application of measures to control pests in each of the categories of Structural Pest Control.

(r) Fumigant--means any substance or combination of substances which emits or liberates a gas, fume, or vapor and which is applied for the purpose of destroying insects, rodents or other pests in Structural Pest Control.

(s) Household Pest Control--means the use of any pesticide or device to control pests, including birds, that commonly enter structures, nest on or in structures, or invade

structures. It does not include the control of mammals with the exception of commensal rodents and squirrels.

(t) Insecticide--means any substance or mixture of substances applied for the purpose of destroying or controlling insects or related pests.

(u) Labeling--means the written, printed or graphic matter on, attached to, or accompanying the pesticide or device, as well as any such material to which reference is made on the label or other written matter accompanying the pesticide or device.

(v) Licensee--means a business entity which holds a valid license to engage in the business of Structural Pest Control, subject to the provisions of the Act, provided; no licensee shall operate under more than one name, and a separate license shall be required for each different name under which a business entity operates. The Commission may reject a name, if in its opinion, it is likely to be confused with a previously issued licensee name or if it would be in violation of any state or federal requirements.

(w) Non-Repellent Pesticide--means a type of pesticide that does not limit or restrict the movement of targeted pests through a treated area or does not deter the targeted pest from consuming a bait containing the pesticide.

(x) Office--means any office of a Licensee which has one or more registered employees regularly engaged in any phase of Structural Pest Control under the charge of a Designated Certified Operator.

(y) Partial Treatment--means the application of a pesticide and/or device, for the control of wood destroying organisms, to a limited and defined area of a structure. Such application may be made in conjunction with other approved control procedures. Such application shall be made at the volumes and concentrations specified on the products label and labeling.

(z) Pesticide--for the purpose of this Act, the term "pesticide" shall be limited to: attractants, fumigants, fungicides, insecticides, repellents and rodenticides.

(aa) Reasonable Amount of Time--means the production of records required to be kept or kept in the normal course of business within 48 hours when requested by the Commission, Commissioner or the authorized representative of the Commissioner. However, in cases of accidental poisonings of humans or domestic animals or in cases of environmental contamination, the requested records may be required to be produced immediately.

(ab) Registered Employee--means any employee, at least eighteen (18) years of age, registered under the provisions of the Act.

(ac) Repellent--means any substance which may or may not be toxic to pests, but is generally employed for the purpose of preventing the entrance or attack of pests.

(ad) Restricted Use Pesticide--means any pesticide as defined in this rule whose label bears one or more uses which have been classified as restricted by the Administrator of EPA or any use of a pesticide which, when used in accordance with the label or widespread and common practice, the Commissioner determines, after hearing, requires additional restrictions to protect the environment, including man, lands, beneficial insects, and any animal, crop or wildlife which is not a pest.

(ae) Retreatment For Termite Control--means the complete retreatment or partial treatment, at the required concentrations and volumes of termiticide to the minimum standards specified in Rule 620-6, of all areas of at least ten (10) feet in either direction from the point of any and all areas of termite reinfestation except as defined in Rule 620-6-.07(5).

(af) Rodenticide--means any substance used to destroy or control rodents.

(ag) School--means any school, public or private, or licensed child daycare center. A school does not include colleges, universities, home schools, trade or adult education facilities.

(ah) Secretary--means the Commissioner of Agriculture of the State of Georgia.

(ai) Service container--means any container used to hold, store, or transport a pesticide concentrate or a pesticide use-dilution mixture, other than the original labeled container in which the product was distributed or sold, the measuring device, or the application device.

(aj) Structural Pest Control--means the control of household pests and wood destroying organisms including the making of inspections, the identification of pest infestations or infections, the application of pesticides or other substances and the use of mechanical devices or structural modifications for the purpose of preventing, controlling or eradicating pests in household structures, commercial buildings and other structures, including adjacent outside areas, as well as all phases of structural fumigation and the fumigation of railroad cars, trucks, ships and airplanes.

(ak) Sub-office--means any office of a licensee having only one (1) registered employee who is under the charge of a Designated Certified Operator in a licensed office.

(al) Telephone Answering Service--means any office of a licensee having no registered employee.

(am) Under the Direct Supervision of--unless otherwise prescribed by its labeling or regulations of the Commissioner, a pesticide shall be considered to be applied under the direct supervision of a Certified Operator if it is applied by a competent person acting under the instructions and control of a Certified Operator who is available within a reasonable time through conventional means of communication, if and when needed, even though the Certified Operator is not physically present at the time and place the pesticide is applied.

Cite as Ga. Comp. R. & Regs. R. 620-2-.01
Authority: O.C.G.A. Sec. 43-45-8.
History. Original Rule entitled "Definitions-Scope" adopted. F. and eff. June 30, 1965.
Repealed: New Rule entitled "Scope" adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Repealed: New Rule entitled "Definitions" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: F. Feb. 23, 1990; eff. Mar. 15, 1990.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: F. Jan. 6, 2003; eff. Feb. 1, 2003, as specified by the Agency.
Repealed: New Rule of same title adopted. F. Feb. 27, 2007; eff. Mar. 19, 2007.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.

Rule 620-2-.02. Repealed.

Cite as Ga. Comp. R. & Regs. R. 620-2-.02
Authority: Ga. L. 1955, pp. 564, 565; Ga. L. 1957, pp. 299, 300; Ga. L. 1960, pp. 813, 814; Ga. L. 1976, p. 310; Ga. L. 1977, pp. 703-710.
History. Original Rule entitled "Definitions--Terms" was filed and effective on June 30, 1965.
Amended: Rule repealed and a new Rule entitled "Definition of Terms" adopted. Filed October 25, 1966; effective November 13, 1966.
Amended: Filed January 23, 1979; effective February 12, 1979.
Amended: Rule repealed. Filed February 14, 1985; effective March 6, 1985.

Chapter 620-3. LICENSING.

Rule 620-3-.01. Qualifications and Procedures.

(1) All applications for licenses, certification and employee registration shall be made on the appropriate form required by the Commission and submitted to the Secretary, Structural Pest Control Commission, Georgia Department of Agriculture, Capitol Square, Atlanta, Georgia 30334.

(2) All licenses, certifications, employee registrations, and research fees, shall be for a period of two (2) years or fraction thereof and shall expire on June 30 in each odd numbered year. The two (2) year fee must be submitted, by check, money order or electronic fund transfer, with the application in the appropriate amount based upon the following:

Company License	$100.00
Research Fee per Company License	$70.00
Operator Certification	$100.00
Employee Registration	$10.00
Duplicate Registration Card	$10.00
Duplicate License (Sub Office)	$10.00

If an application and fee for renewal of any license, certification or employee registration is not received by the Secretary on or before its expiration date, the above fees shall

double and shall be paid before a renewal is issued. No Company License shall be issued or renewed for any license period until the research fee has been paid, and the research fee shall not be subject to any late penalty. In no case shall a certification or license be renewed after more than ninety (90) days from the June 30 expiration date without reexamination or reapplication, nor shall any license be renewed or reissued within the two (2) year license period without payment of the double fee. When the research fees collected for any two year license period amount to $90,000, the Secretary shall forward such amount to the Chairman of the Entomology Division of the University of Georgia, covering $45,000 for each of the two fiscal years within that license period.

(3) Application for certification examination shall be submitted to the Secretary. An examination fee of forty five (45) dollars per category shall be required each time an examination is taken. If applicant fails part or all of the initial examination, he may retake the failed part(s) of the examination, upon reapplication and payment of another forty (45) dollars per category fee. If applicant fails the second examination, he may not subsequently retake the examination until one full year has elapsed since the examination was last taken. The payment of all examination fees shall be by check, money order or electronic fund transfer.

(4) Before being approved for taking the examination, the applicant must provide the Commission with satisfactory evidence of his or her qualifications including one of the following:

(a) Two (2) years of actual service experience as an employer, employee or owner-operator in the Structural Pest Control category(ies) in which certification is sought. One (1) year shall have been within the last five (5) years. Specialized category training under university or college supervision may be substituted for practical experience at the ratio of one year of training for one-fourth year experience. Applicants for examination in the category of fumigation shall submit a list, with the application for examination, of at least 6 fumigation treatments in which the applicant participated.

(b) A degree from a recognized College or University with advanced training or a major in entomology, sanitary or public health engineering, or related subjects and one (1) year of actual service experience within the last five years under appropriate supervision in the category(ies) in which certification is sought.

(5) Any person whose certification has previously been suspended or canceled for any reason other than failure to earn the required hours of recertification training credit shall apply in person to the Commission before he or she may retake the examination.

(6) Applicants shall demonstrate competency in the use and handling of pesticides as determined by an appropriate and written examination, covering standards set forth in Title 40 of the Code of Federal Regulations, Paragraphs 171.4(b), 171.4(c)(7), and 171.6, as applicable by scoring a grade of at least seventy (70%) on the general section and each category section in which certification is sought.

(7) All licenses shall be displayed in a conspicuous place in the licensed office and the duplicate in the sub-office. All operators and employees shall carry their certification and registration cards on their person at all times when they are soliciting or performing pest control.

(8) A person who has passed the examination(s) must apply for and complete the requirements for certification within ninety (90) days of the date he or she is notified of passing the examination(s), otherwise, reexamination will be required.

Cite as Ga. Comp. R. & Regs. R. 620-3-.01
Authority: O.C.G.A. Secs. 43-45-8, 43-45-9, 43-45-10.
History. Original Rule entitled "Certification Procedures and Qualifications" adopted. F. and eff. June 30, 1965.
Repealed: New Rule of same title adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Amended: F. Feb. 5, 1969; eff. Feb. 24, 1969.
Amended: F. Dec. 31, 1970; eff. Jan. 20, 1971.
Amended: ER. Rule 620-3-0.1-.01(5) was filed and effective on June 13, 1973, to remain in effect for 120 days or until the effective date of a permanent Rule covering the same subject matter is adopted, as specified by the Agency.
Amended: F. Jan. 10, 1974; eff. Jan. 30, 1974.
Amended: F. Jan. 23, 1979; eff. Feb. 12, 1979.
Amended: F. Dec. 21, 1981; eff. Jan. 10, 1982.
Repealed: New Rule entitled "Qualifications and Procedures" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: F. June 14, 1991; eff. July 4, 1991.
Amended: F. Mar. 17, 1995; eff. Apr. 6, 1995.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: F. Jan. 6, 2003; eff. Feb. 1, 2003, as specified by the Agency.
Repealed: New Rule of same title adopted. F. Feb. 27, 2007; eff. Mar. 19, 2007.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.

Rule 620-3-.02. Responsibilities of the Licensee; Certified Operator; and Employee.

(1) Each licensee shall designate a Certified Operator for each operational category, who may be the same person if certified in multiple categories, who shall be an employee of the licensee and be in charge of and actively participate in providing adequate personal supervision in the pest control operations of each office and any sub-offices with a duplicate license but are not limited to proper training of employees, review of paperwork for the operation for accuracy including but not limited to The Official Waiver of the Minimum Treatment Standards for the Control of Subterranean Termites and Official Georgia Wood Infestation Inspection Reports, reviewing proper pesticide application volumes, and ensuring the proper use, storage and disposal of pesticides, subject to the following:

(a) The licensee shall be responsible for the actions of its Designated Certified Operator. No Certified Operator may serve as Designated Certified Operator for more than one licensee except as provided in Rule 620-3-.02(1)(b) below.

(b) No pesticide application may be made by a licensee without a Designated Certified Operator. If a licensee loses a Designated Certified Operator through an unplanned separation or event of crisis, other than the intentional or forced transfer of a Designated Certified Operator from one licensee or office to another, the licensee shall notify the Commission immediately. A licensee who has lost his Designated Certified Operator may obtain the services of a Certified Operator who is in the employment of another licensee, and who may serve as the Designated Certified Operator for both licensees for not more than ninety (90) days. The licensee shall notify the Commission immediately of the dual service of such Designated Certified Operator.

(c) If the residence of the Designated Certified Operator is not within normal commuting distance or is more than 100 miles from the office or sub-office he is supervising, or if the Designated Certified Operator is employed in more than one (1) occupation, the Commission may require such Designated Certified Operator to appear in person or furnish information in writing to show that he or she is personally directing, supervising and controlling the pest control activities of the licensee.

(d) The Licensee shall permanently mark all the Licensee's vehicles and mobile equipment used regularly for sales and service, in bold-print letters not less than two (2) inches in height and on contrasting background, with the following information:

1. The name of the Licensee

   The Licensee shall insure that all privately owned vehicles and mobile equipment, during use for sales and service on behalf of the Licensee, are identified by the same information as required for the Licensee's vehicles by permanent markings firmly attached to the outside or prominently displayed inside the privately owned vehicle.

(e) The Licensee shall be responsible for registering all non-certified employees involved in the solicitation or performance of pest control work with the Secretary. No employee shall be allowed to solicit any business or perform any pest control work except in the presence of a certified operator or another registered employee until such employee has satisfied all requirements for employee registration or reregistration as set forth below:

1. Ten (10) hours of classroom training approved by the Commission and presented by a currently certified operator or other person whom the Commission has determined to be competent to deliver training in the following areas:

   (i) State and Federal laws and regulations.

(ii) How to read and interpret a pesticide label.

(iii) Handling of emergencies and spills, including signs and symptoms of common types of pesticide poisoning, emergency practical treatment for pesticide exposure, how to obtain emergency medical care and decontamination procedures.

(iv) Proper methods of storing, mixing, loading, transporting, handling, applying and disposing of pesticides.

(v) Safety and health issues including proper use of personal protective equipment, hazards posed by the toxicity and exposure of pesticides, including acute and delayed reactions and routes of exposure.

(vi) Potential adverse effects caused by various climatic or environmental conditions such as drift, run off, and groundwater contamination.

2. Seventy (70) hours of on-the job experience under the constant personal supervision of a currently certified operator or a currently registered employee in the category(ies) in which registration is sought, or another person whom the Commission has approved as competent to supervise such experience.

3. Documentation of applicant's training and on-the job experience by category. Such documentation shall be on a form prescribed by the Commission and such form shall be executed by the certified operators, registered employees or other persons providing such training and experience.

4. A score of at least seventy (70) percent on a written examination covering the classroom training. Examinations will be administered by the Commission or their authorized representatives. Any applicant who fails the written examination the first time may retake the examination at any subsequent testing session. Any applicant who fails the third or any subsequent examination must repeat the classroom training, but shall not be required to repeat the on the job experience before retaking the written examination. An examination fee of forty five (45) dollars shall be required of the Licensee each time an employee takes the written examination.

5. Payment by the Licensee of a registration fee of ten (10) dollars to the Secretary within ninety (90) days of notification of passing the examination(s), otherwise reexamination will be required.

6. Issuance of an employee registration card by the Secretary. While waiting for the issuance of the registration card, an applicant may act as a registered employee for a period not to exceed 15 business days after notification of a passing grade and after payment of the registration fee by the Licensee until the registration card is received. In the event that a registration card is lost, a duplicate card may be issued by the Secretary for a ten (10) dollar fee.

7. Issuance of a new card by the Secretary for an employee who is employed by a new firm but who has previously satisfied the classroom training, on the job experience and other requirements for initial registration and is currently registered as an employee with another licensee. Fee for issuance of such a registration card will be ten (10) dollars.

8. All employee registrations shall expire on June 30 of each odd numbered year unless the registered employee has earned the hours of recertification training per category approved by the Commission prior to March 1 of each odd numbered year. The registration of any employee who becomes registered after October 1 of any even numbered year shall be eligible for renewal for the succeeding two year period without earning the required recertification hours. The Licensee shall pay the renewal fee of ten (10) dollars to the Secretary by June 30 for any employee who has earned the hours of approved training required, or who is otherwise eligible for renewal. Any renewal fee paid July 1 through September 30 shall be twenty (20) dollars. Any employee who fails to renew registration before October 1 must complete all requirements for initial registration before being registered again. The hours of Commission approved training required for reregistration for each two year period shall be:

   Household Pest Control 8 hours

   Wood Destroying Organisms 8 hours

   Fumigation 3 hours

   Computer based training shall be limited to no more than 4 hours for Household Pest Control, 4 hours for Wood Destroying Organisms, and 1 hour for Fumigation.

9. The Licensee shall notify the Secretary of employees involved in the solicitation or performance of pest control work who fail to become registered within 30 days of employment.

(f) Upon completion of every application of pesticide for structural pest control and upon the installation or modification thereof of any termite control system

protecting a structure, the Licensee shall be responsible for providing to the owner, resident, or custodian of the property, a legible pesticide use record. The Licensee shall keep true and accurate records of all pesticide use. Such records shall be retained for a minimum period of two (2) years, shall be made available to the Commissioner or his authorized representative upon request in a reasonable amount of time, as defined in rule 620-2-.01(aa), and shall include all of the following information:

1. Customer name
2. Address of property treated
3. Name and telephone number of company
4. Name of applicator and registration or certification number
5. Specific area(s) treated
6. Brand name of pesticide product or system applied/installed
   (i) EPA Registration number of the pesticide product or system applied/installed
   (ii) Amount of pesticide or other material applied
   (iii) Concentration of pesticide or other material applied
   (iv) Method of application of the pesticide product or system applied/installed
7. Target pest(s) for which product was applied
8. Application date
9. Any post-application precautions which must be followed
10. Application start and completion times noting AM or PM for non-residential applications such as institutions, schools and non-residential commercial facilities.

(g) The Licensee shall provide a written and/or an electronic pesticide use record to the resident or custodian of the property. If an electronic record is provided, the property owner or custodian of the property must complete the electronic communication acknowledgement form. The form must be maintained either for as long as the contract remains in effect or for two (2) years past the expiration of the contract.

(h) The Licensee shall notify the Secretary in writing, within ten (10) days of any change of address or the opening or closing of any office.

(i) All licensees and certified operators shall furnish, to the Commission or the Commissioner upon request in a reasonable amount of time, any information relating to application for examination, affidavits for renewal, information on methods or materials used and such other information as may be required by the Commission or Commissioner.

(j) All certified operators shall be responsible for giving appropriate written or oral instructions to all persons working under their direct supervision relating to selection and use of appropriate pesticides, including proper formulation, dilution, dosages, and use precautions. Every employee shall take all reasonable measures to insure that pesticides are applied in such a manner to avoid accidental injury or poisoning of humans and domestic animals, including, but not limited to, the removal and proper disposal of any spilled pesticide, and the proper disposal of unused pesticides and pesticide containers. All service vehicles shall contain a spill control kit that shall include an adequate amount of absorptive material to absorb the largest potential spill that is likely to occur from the use of that vehicle.

(k) No uncertified person may lawfully apply, under any circumstances, any restricted use pesticide or any State restricted pesticide use unless a certified operator is present at the application site at time of application. The certified operator must also hold a certification in the appropriate operational category.

(l) All applications of pesticides other than pesticide products which are applied in enclosed stations in compliance with registered product label and labeling directions, by a Licensee to outdoor areas when associated with inside structural applications and extending more than ten (10) feet from the structure shall be subject to the following requirements:

1. At the time of application, the Licensee shall be responsible for posting a sign at the primary point(s) of entry to the treated area(s).

2. Sign specifications shall include:

   (i) The sign shall be at least 4" x 5" in size and made of sturdy, weather resistant material.

   (ii) The printing shall be in contrasting colors to the background of the sign.

   (iii) The bottom edge of the sign shall be eight (8) to twelve (12) inches above the ground.

(iv) The wording and format must include but need not be limited to the following:

"CAUTION" 72 point

11/16"

"PESTICIDE APPLICATION" and "KEEP OFF"

30 point

9/32"

SYMBOL 2"

"THIS SIGN..." 11 point

3/32"

(m) Use and labeling of service containers for transportation or temporary storage of pesticides: the contents of service container is required to be identified by including the brand name and EPA registration number of the product on the service container. The label of a pesticide product that is in a service container must be available to the person handling and/or applying the pesticide.

Cite as Ga. Comp. R. & Regs. R. 620-3-.02
Authority: O.C.G.A. § 43-45-8.
History. Original Rule entitled "Responsibilities" adopted. F. and eff. June 30, 1965.
Repealed: New Rule entitled "Responsibilities of Licensee, Certified Operator, or Registered Employee" adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Amended: F. Feb. 5, 1969; eff. Feb. 24, 1969.
Amended: F. Oct. 23, 1969; eff. Nov. 11, 1969.
Amended: F. Jan. 23, 1979; eff. Feb. 12, 1979.
Repealed: New Rule entitled "Responsibilities of the Licensee; Certified Operator; and Employee" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: F. June 14, 1991; eff. July 4, 1991.
Amended: F. Dec. 22, 1992; eff. July 1, 1993, as specified by the Agency.
Amended: F. Sept. 14, 1995; eff. Oct. 4, 1995.

Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: F. Jan. 6, 2003; eff. Feb. 1, 2003, as specified by the Agency.
Amended: F. Aug. 26, 2005; eff. Sept. 16, 2005, as specified by the Agency.
Repealed: New Rule of same title adopted. F. Feb. 27, 2007; eff. Mar. 19, 2007.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.
Amended: F. Aug 11, 2017; eff. September 1, 2017, as specified by the Agency.

Rule 620-3-.03. Recertification.

As a condition for biennial renewal of operator certification under the Act, all certified operators shall be subject to recertification every five (5) years under the standards contained in Title 40, Code of Federal Regulations, 171.4(b),171.4(c)(7) and 171.6, as applicable. Certified Operators shall complete one of the following requirements prior to expiration of the five (5) year certification period:

(a) Accumulate hours of creditable training at the rate of twenty five (25) hours in Wood Destroying Organisms, twenty five (25) hours in Household Pest Control, and twelve (12) hours in Fumigation. Such creditable training may consist of Commission approved seminars, short courses, workshops or other privately or publicly sponsored training programs that cover changes in technology and other subject matter necessary to insure continued operator competence. Computer based training shall be limited to no more than 10 hours for Wood Destroying Organisms, 10 hours for Household Pest Control, and 5 hours for Fumigation. All creditable recertification training must be completed at least ninety (90) days prior to the expiration date of the operator certification.

(b) Pass a written examination.

Cite as Ga. Comp. R. & Regs. R. 620-3-.03
Authority: O.C.G.A. Secs. 43-45-8, 43-45-16.
History. Original Rule entitled "Cancellation and Revocation of License" adopted. F. and eff. June 30, 1965.
Repealed: New Rule entitled "Revocation of License, Certification or Registration" adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Repealed: New Rule entitled "Recertification" adopted. F. Jan. 23, 1979; eff. Feb. 12, 1979.
Amended: F. Sept. 12, 1983; eff. Oct. 2, 1983.
Repealed: New Rule of same title adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: F. Sept. 11, 1992; eff. Oct. 1, 1992.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Jan. 6, 2003; eff. Feb. 1, 2003, as specified by the Agency.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.

Rule 620-3-.04. Revocation of License, Certification or Registration.

(1) A license, certification or registration may be suspended, canceled or revoked by the Commissioner, after notice and hearing, in accordance with requirements of the Georgia

Administrative Procedure Acts for any violation of the Act or any rule promulgated thereunder, including, but not limited to:

(a) Misrepresentation for the purpose of defrauding, deceiving, or defrauding another;

(b) Making a false statement with knowledge of its falsity for the purpose of inducing another to act thereon to his detriment;

(c) Using methods or materials that are not suitable; or using any pesticide in a manner inconsistent with its labeling or other restrictions imposed by the Commission or Commissioner;

(d) Failing to give the Commission or the Commissioner or his authorized representative, upon request, true information regarding methods and materials used, work performed, or other information essential to the administration of the act.

(2) The certification of any certified operator who fails to renew as required by Section 620-3-.03 shall become revoked through operation of law upon the date of expiration of the certification.

Cite as Ga. Comp. R. & Regs. R. 620-3-.04
Authority: O.C.G.A. Secs. 43-45-12.
History. Original Rule entitled "Revocation Procedures" was filed and effective on June 30, 1965.
Amended: Rule repealed and a new Rule of same title adopted. Filed October 25, 1966; effective November 13, 1966.
Amended: Rule repealed and a new Rule entitled "Revocation of License Certification or Registration" adopted. Filed January 23, 1979; effective February 12, 1979.
Amended: Rule repealed and a new Rule of same title adopted. Filed February 14, 1985; effective March 6, 1985.
Amended: Rule repealed and a new Rule of same title adopted. F. Jun. 4, 1997; eff. July 1, 1997, as specified by the Agency.

Rule 620-3-.05. Repealed.

Cite as Ga. Comp. R. & Regs. R. 620-3-.05
Authority: Ga. L. 1955, pp. 564, 573; Ga. L. 1960; pp. 813, 824.
History. Original Rule entitled "Revocation Procedures" was filed on January 23, 1979; effective February 12, 1979.
Amended: Rule repealed. Filed February 14, 1985; effective March 6, 1985.

Chapter 620-4. ADVERTISING AND BONDS.

Rule 620-4-.01. Advertising and Bonds.

(1) Use of licenses or registration cards for any purpose other than identification is unlawful.

(2) No person shall make any claim in any form of advertising that inspections or permits are required, authorized, endorsed or approved by the Commission or any agency of the State or Federal Government.

(3) While pest control licensees are not required to maintain performance bonds, any licensee who advertises or otherwise represents itself as being bonded shall:

(a) Maintain a master or blanket bond in an amount equal to five (5) percent of the previous year's gross sales or gross liability assumed during the previous year, whichever is higher, up to a maximum of $100,000 or;

(b) Provide a separate bond for each job;

(c) Advise each customer in writing, as a part of every proposal or contract, whether or not such proposal or contract is covered by such bond;

(d) Submit to the Commission proof of the existence and the type of bonding which the licensee has in force;

(e) Not advertise in any way that the licensee is bonded, unless the licensee has complied with the foregoing requirements.

Cite as Ga. Comp. R. & Regs. R. 620-4-.01
Authority: O.C.G.A. Sec. 43-45-13.
History. Original Rule entitled "Bonds" adopted. F. and eff. June 30, 1965.
Repealed: New Rule of same title adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Repealed: New Rule entitled "Advertising and Bonds" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: F. Jan. 6, 2003; eff. Feb. 1, 2003, as specified by the Agency.

Chapter 620-5. PENALTIES.

Rule 620-5-.01. Crimes.

Any person who shall violate any provision of this Act or any rule promulgated thereunder or who shall interfere with or obstruct any employee of the Enforcement Agency in the discharge of his duties, shall, upon conviction thereof, be guilty of a misdemeanor and shall be punished therefor as provided by law.

Cite as Ga. Comp. R. & Regs. R. 620-5-.01
Authority: O.C.G.A. 43-45-23, 43-45-25.
History. Original Rule entitled "Advertising" was filed and effective June 30, 1965.
Amended: Rule repealed and a new Rule of the same title adopted. Filed October 25, 1966; effective November 13, 1966.
Amended: Rule repealed and a new Rule entitled "Crimes" (formerly Rule 620-6-.02) adopted. Filed February 14, 1985; effective March 6, 1985.

Rule 620-5-.02. Injunction.

The Commissioner is authorized to initiate action to enjoin any violation of this Act or any rule promulgated thereunder and such injunction may be maintained notwithstanding any other available legal remedies, including pending or completed criminal prosecution.

Cite as Ga. Comp. R. & Regs. R. 620-5-.02
Authority: O.C.G.A. 43-45-20.
History. Original Rule entitled "Injunction" (formerly Rule 620-6-.01) was filed on February 14, 1985; effective March 6, 1985.

Chapter 620-6. WOOD DESTROYING ORGANISMS.

Rule 620-6-.01. Definitions-Wood Destroying Organisms.

(1) Approved pesticide or termiticide--means a pesticide product currently registered by the Environmental Protection Agency and/or the Georgia Department of Agriculture, whose label bears use directions for the control of wood destroying organisms, and including any previously registered pesticide whose use is permitted under the terms of a suspension or cancellation order by the Administrator of EPA or the Commissioner.

(2) Comprehensive Soil Treatment--means the treatment of soils and masonry voids at or near ground level establishing a chemical treatment zone to protect a structure from attack from termites consistent with the requirements of Rule 620-6-.04(1)(a).

(3) Conditions Conducive To Infestation-- means conditions that exist in a structure that favor the development of wood destroying organisms. These are limited to: cellulosic material underneath a building, wood in contact with the soil which has not been treated with preservatives to a minimum preservative retention rate designed for ground contact and ventilation of the under-floor space between the bottom of the floor joists and the earth that does not meet the requirements of the International Residential Building Code for one and two family dwellings, the latest edition as adopted and amended by the Georgia Department of Community Affairs.

(4) Defined Soil Treatment--means the treatment of select areas of a structure as directed and permitted by a product's label directions to protect a structure from attack from termites consistent with the requirements of Rule 620-6-.04(1)(b).

(5) Structure--means any building, regardless of its design or the type of material used in its construction, whether public or private, vacant or occupied, and adjacent outside areas.

(6) Wood Destroying Organisms Control--means the application of any and all measures for the purpose of controlling termites, powder post beetles, wood boring beetles, wood destroying fungi and any other wood destroying organism in structures and/or adjacent outside areas.

Cite as Ga. Comp. R. & Regs. R. 620-6-.01
Authority: O.C.G.A. Sec. 43-45-8.
History. Original Rule entitled "Injunction" adopted. F. and eff. June 30, 1965.
Amended: New Rule of the same title adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Amended: New Rule entitled "Definitions-Wood Destroying Organisms" (formerly 620-7-.01) adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Repealed: New Rule of same title adopted. F. Jun. 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Aug. 26, 2005; eff. Sept. 16, 2005, as specified by the Agency.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.

Rule 620-6-.02. Contracts.

(1) Every licensee shall issue a written contract to the property owner or owner's agent covering each job of Wood Destroying Organisms Control, setting forth the following:

(a) The specific type of minimum adequate control measure as defined in 620-6-.04.

(b) The effective date and the contract period;

(c) A diagram consisting of a reasonable depiction of the structure(s) to be treated, indicating the location of any visible active or previous infestation;

(d) The price to be charged, including an estimate of the cost of repairs, replacements or excavation, when such repairs, replacements or excavation are related to the control of Wood Destroying Organisms and are to be performed by the licensee;

(e) The specific terms of any guaranty or warranty and whether they apply to retreatment or repair of damages. Any contract for Wood Destroying Organism Jobs that offers any type of guaranty or warranty shall contain at the top of the first page one of the following statements, in at least one-eighth (1/8) inch letters and blocked in with a heavy black line:

1. This contract provides for retreatment of a structure but does not provide for the repair of damages caused by wood destroying organisms.

2. This contract provides for retreatment of a structure and the repair of damages caused by wood destroying organisms within the limits stated in this contract.

(f) If the licensee has an approved bond, whether or not the work under the contract is to be covered by the bond, and the details of coverage expressed in terms identical to those in the bond itself;

(g) Specific conditions for renewal including:

1. the amount of the renewal fee;

2. the number of years over which the renewal fee will remain fixed;

3. whether or not reinspections of the structure(s) under contract are to be made, and the approximate interval.

(h) Any provision for a limitation of liability based upon any modification or addition to the structure as depicted in the diagram referenced in subsection (b) above shall be set forth in the contract so that the homeowner understands that he is responsible for notifying the pest control company of any modifications or alterations which are made during any contract period.

(i) Contracts for residential structures, not exceeding two (2) units, may not limit the area to be treated.

(2) Every Wood Destroying Organism Control contract shall be signed by the property owner or owner's agent prior to performance of any control measures and the three (3) day right of cancellation shall be disclosed to every contractee in accordance with the Fair Business Practices Act of 1975, and rules of the Federal Trade Commission, 16 C.F.R. 429.

(3) Every Wood Destroying Organism Control contract for treatment which utilizes a bait or baiting system shall contain the following statement in at least one-eighth (1/8) inch letters and blocked in with a heavy black line "The removal of the bait or baiting system may result in a lack of termite protection".

(4) Subterranean termite control warranty only contracts may not be issued in place of a pre-construction treatment for subterranean termite control. These contracts shall be limited to one and two family dwellings and town homes. Every subterranean termite control contract for a control warranty only, without an initial treatment shall include:

(a) an initial inspection of the structure including a diagram consisting of a reasonable depiction of the structure(s), indicating the location of any visible previous infestation, date of inspection;

(b) type of minimum adequate subterranean termite control treatment of the infestation(s) as defined in Rule 620-6-.04 that will be performed beginning with the first occurrence of termite activity

(c) an annual inspection of the structure

(d) a statement, in at least one-eighth (1/8) inch letters and blocked in with a heavy black line, that states "This contract provides for the inspection of the structure, future treatment of the structure and for the repair of damages caused by wood destroying organisms within the limits stated in this contract"

(5) In addition to all other recordkeeping requirements, the licensee shall maintain reports of all monitoring, inspections and/or reinspections of the structure(s), baits or baiting systems and devices under contract. Such reports shall be provided to the property owner and a copy shall be maintained by the licensee for inspection by the enforcement agency, in a reasonable amount of time, for a period of two (2) years. The reports shall include the date of the monitoring, inspection or reinspection, name of the person performing the monitoring, inspection or reinspection and whether or not Wood Destroying Organisms or signs of termite activity were found.

(6) Copies of all contracts and supporting documentation (pesticide use records, diagrams of the structure and any Official Waiver Forms) shall be maintained by the licensee during the contract period and for a period of two (2) years following the date of expiration of the contract.

Cite as Ga. Comp. R. & Regs. R. 620-6-.02
Authority: O.C.G.A. § 43-45-8.
History. Original Rule entitled "Crimes" adopted. F. and eff. June 30, 1965.
Repealed: New Rule of same title adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Amended: F. Jan. 23, 1979; eff. Feb. 12, 1979.
Repealed: New Rule entitled "Contracts" (formerly 620-7-.02) adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Repealed: New Rule of same title adopted. F. Mar. 30, 1988; eff. Apr. 19, 1988.
Amended: F. Sept. 14, 1995; eff. Oct. 4, 1995.
Amended: F. Apr. 12, 1996; eff. Nov. 1, 1996, as specified by the Agency.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: F. Jan. 6, 2003; eff. Feb. 1, 2003, as specified by the Agency.
Amended: F. Aug. 26, 2005; eff. Sept. 16, 2005, as specified by the Agency.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.
Amended: F. Aug 11, 2017; eff. September 1, 2017, as specified by the Agency.

Rule 620-6-.03. Official Georgia Wood Infestation Inspection Report.

(1) The Official Georgia Wood Infestation Inspection Report shall be the written instrument for the purpose of certifying that a structure is apparently free from wood destroying organisms as a basis for transfer of real property and shall be issued only by a pest control operator certified in Wood Destroying Organisms. Such instrument shall carry a guarantee that, if an infestation of wood destroying organisms from which apparent freedom is certified, is found within ninety (90) days from date of issuance, the infested structure(s) shall be treated by the licensee, free of charge subject to the following:

(a) Subterranean Termites - Structures will receive a full minimum adequate treatment pursuant to Paragraph 620-6-.04. However, if a structure has received a full minimum adequate treatment within the past one (1) year, a partial treatment may be made to at least 10 feet in either direction of any and all areas of termite infestation except as defined in Rule 620-6-.07(5).

(b) Powder Post Beetles and Wood Boring Beetles - Structures will receive a minimum adequate treatment pursuant to Paragraph 620-6-.04(3).

(c) Wood Decaying Fungi - Structures will receive a minimum adequate treatment pursuant to Paragraph 620-6-.04(4).

(d) Dry Wood Termites - Structures will receive a minimum adequate treatment pursuant to Paragraph 620-6-.04(5).

(2) For the purpose of this Rule, the form for the Official Georgia Wood Infestation Inspection Report shall conform to the following format which constitutes a part of this Rule.

OFFICIAL GEORGIA WOOD INFESTATION INSPECTION REPORT

COMPANY NAME _____

LICENSE NO. _____

ADDRESS _____

TELEPHONE NO. _____

DATE OF ISSUANCE _____

SELLER _____

INSPECTOR _____

FILE NO. _____

PURCHASER(S) _____

SCOPE OF INSPECTION

AN INSPECTION OF THE BELOW LISTED STRUCTURE(S) WAS PERFORMED BY A QUALIFIED INSPECTOR EMPLOYED BY THIS FIRM TO DETERMINE THE PRESENCE OR PREVIOUS PRESENCE OF AN INFESTATION OF THE LISTED ORGANISMS AND IS NOT INTENDED TO BE A STRUCTURAL REPORT. NEITHER IS THIS A WARRANTY AS TO ABSENCE OF WOOD DESTROYING ORGANISMS. THIS REPORT IS SUBJECT TO ALL CONDITIONS ENUMERATED ON THE REVERSE SIDE AND IS ISSUED WITHOUT WARRANTY OR GUARANTEE EXCEPT AS PROVIDED IN RULE 620-6-.03 OF THE RULES OF

THE GEORGIA STRUCTURAL PEST CONTROL ACT OR SUBJECT TO ANY TREATMENT GUARANTEE SPECIFIED BELOW.

MAIN STRUCTURE _____

OTHER STRUCTURES (SPECIFY) _____

ADDRESS OF STRUCTURE(S) _____

FINDINGS

INSPECTION REVEALS VISIBLE EVIDENCE OF:	**ACTIVE INFESTATION**		**PREVIOUS INFESTATION**	
	Yes	No	Yes	No
SUBTERRANEAN TERMITES	____	____	____	____
POWDER POST BEETLES	____	____	____	____
WOOD BORING BEETLES	____	____	____	____
DRY WOOD TERMITES	____	____	____	____
WOOD DECAYING FUNGUS (Not Molds and Mildews)	____	____	____	____

WHERE ANY AREAS OF THE STRUCTURE OBSTRUCTED OR INACCESSIBLE?

____ YES ____ NO

IF YES, LIST THESE AREAS (SEE ITEM 3 ON REVERSE SIDE OF FORM)

_____

THE FOLLOWING CONDITIONS CONDUCIVE TO INFESTATION FOR WOOD DESTROYING ORGANISMS WERE FOUND AT THE TIME OF INSPECTION. THE LOCATION OF THESE CONDITIONS CONDUCIVE TO INFESTATION ARE INDICATED ON THE ATTACHED DIAGRAM:

_____

_____

REMARKS/ADDITIONAL FINDINGS:

_____

_____

NOTE: IF VISIBLE EVIDENCE OF ACTIVE OR PREVIOUS INFESTATION IS REPORTED IT SHOULD BE ASSUMED THAT SOME DEGREE OF DAMAGE IS PRESENT AND A DIAGRAM IDENTIFYING THE STRUCTURE(S) INSPECTED AND SHOWING THE LOCATION OF SUCH EVIDENCE MUST BE ATTACHED TO THIS FORM. EVALUATION OF DAMAGE AND ANY CORRECTIVE ACTION SHOULD BE PERFORMED BY A QUALIFIED INSPECTOR IN THE BUILDING TRADE APPROVED BY THE PURCHASER AND LENDING AGENCY.

TREATMENT

THE ABOVE DESCRIBED STRUCTURE(S) WAS TREATED BY THIS COMPANY AS FOLLOWS:

ORGANISM	TREATMENT DATE	CONTRACT EXPIRATION	TYPE TREATMENT (CHEMICAL BARRIER, BAIT, WOOD TREATMENT)
SUBTERRANEAN TERMITES	_____	_____	_____
POWDER POST BEETLES	_____	_____	_____
WOOD BORING BEETLES	_____	_____	_____
DRY WOOD TERMITES	_____	_____	_____
WOOD DECAYING FUNGUS	_____	_____	_____

THE PRESENT TREATMENT WARRANTY(IES) IS:

_____TRANSFERABLE TO ANY SUBSEQUENT OWNER OF THE PROPERTY UPON PAYMENT OF A FEE ON OR BEFORE THE EXPIRATION DATE.

_____NOT TRANSFERABLE TO ANY SUBSEQUENT OWNER OF THE PROPERTY.

_____THE ABOVE STRUCTURE(S) ARE NOT COVERED BY A TREATMENT CONTRACT WITH THIS COMPANY.

THIS STRUCTURE HAS A CURRENT OFFICIAL WAIVER FORM ISSUED BY THIS COMPANY _____ Yes _____ NO

IF YES, A COPY MUST BE ATTACHED AS PART OF THIS REPORT.

CERTIFICATION

THIS IS TO CERTIFY THAT NEITHER I NOR THE COMPANY HAS HAD OR CONTEMPLATES HAVING ANY INTEREST IN THE PROPERTY INVOLVED, NOR IS ACTING IN ANY ASSOCIATION WITH ANY PARTY TO THE TRANSACTION.

_____

SIGNATURE OF DESIGNATED CERTIFIED OPERATOR

_____

SIGNATURE OF PURCHASER OR LEGAL REPRESENTATIVE ACKNOWLEDGING RECEIPT OF REPORT

COPIES TO:

_____ PURCHASER _____ MORTGAGEE _____ REALTOR _____ SELLER

Revised 04/14 - Replaces all previous editions

CONDITIONS GOVERNING THIS REPORT

1. This report is limited to the five organisms listed.

2. This report covers only those structures listed on the front.

3. Inspection, including sounding and/or probing, was performed in only those areas which were readily accessible. Inaccessible areas not inspected include, but are not limited to areas obstructed by, floor coverings, wall coverings, siding, fixed ceilings, insulation, furniture, appliances or other personal items. The inspection also included a check of company records to determine if the structure has been treated and/or under renewal contract with the company within the past two years for any of the covered organisms. A copy of any current Exception Form II or Official Waiver form for this structure must be included as part of this report.

4. Reporting of Wood Destroying Fungi on this report is intended to cover only white rot, brown rot or water conducting fungi infestations which occur below the first

floor level. This report does not cover the reporting of molds and mildews. Structural Pest Control companies are not responsible for inspecting for molds.

5. The term Wood Boring Beetles as used on the reverse side means only those beetles which are known to establish and maintain a continuing infestation in structures, such as, but not limited to the Old House Borer.

6. Regardless of whether any visible evidence of infestation by any of the listed Wood Destroying Organisms is found during inspection, if an infestation of one or more of these organisms from which apparent freedom was certified is found within 90 days of issuance of this report the property shall receive, free of charge, a minimum adequate treatment for control of the infestation consistent with Rules 620-6-.03(1)(a),(b),(c), and (d) of the Georgia Structural Pest Control Act.

7. This is not a structural report. A wood destroying organism inspector is not ordinarily a construction or building trade expert and is therefore not expected to assess structural soundness. Evaluation and correction of damage which may have resulted from an active or previous infestation should be performed by a qualified inspector in the building trade, who is approved by the purchaser and the lending agency.

8. This report implies no responsibility on the part of the Georgia Department of Agriculture or the Georgia Structural Pest Control Commission to enforce or require anything other than treatment or retreatment to the minimum adequate treatment requirements specified in Rule 620-6-.04.

9. "Conditions Conducive To Infestation" means conditions that exist in a structure that favor the development of wood destroying organisms. These are limited to: cellulosic material underneath a building and wood in contact with the soil which has not been treated with preservatives to a minimum preservative retention designed for ground contact and ventilation of the under-floor space between the bottom of the floor joists and the earth that does not meet the requirements of the International Residential Building Code for one and two family dwellings, the latest edition as adopted and amended by the Georgia Department of Community Affairs. Any condition conducive to infestation, as defined above, that is known to have existed at the time of inspection and was not reported and is found within 90 days of the issuance date of this report shall be corrected free of charge by the licensee.

Cite as Ga. Comp. R. & Regs. R. 620-6-.03
Authority: O.C.G.A. § 43-45-8.
History. Original Rule entitled "Official Georgia Wood Infestation Inspection Report" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Repealed: New Rule of the same title adopted. F. Mar. 30, 1988; eff. Apr. 19, 1988.
Amended: ER. 620-6-0.2-.03 of same title adopted. F. and eff. Aug. 16, 1988, the date of adoption.
Amended: ER. 620-6-0.3-.03 adopted. F. and eff. Dec. 16, 1988, the date of adoption.
Amended: ER. 620-6-0.4-.03 of same title adopted. F. and eff. May 9, 1989, the date of adoption.

Amended: ER. 620-6-0.5-.03 adopted. F. and eff. Jan. 18, 1990, the date of adoption.
Amended: Permanent Rule of same title adopted. F. May 9, 1990; eff. May 29, 1990.
Amended: F. Sept. 14, 1995; eff. Oct. 4, 1995.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: F. Aug. 26, 2005; eff. Sept. 16, 2005, as specified by the Agency.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.
Amended: F. Aug 11, 2017; eff. September 1, 2017, as specified by the Agency.

Rule 620-6-.04. Control Measures.

"Control Measures" means the application of any and all measures for the purpose of controlling termites, powder post beetles, wood boring beetles, wood destroying fungi, and any other wood destroying organism in structures and/or adjacent outside areas. Such measures shall be made with applications and installations consistent with label requirements. Minimum adequate control measures shall be as set forth below.

(1) Minimum adequate subterranean termite control treatment for post construction shall include the following:

(a) For pesticide products applied as a comprehensive soil termiticide application consistent with registered label directions:

1. Removal of all cellulosic material from underneath the building and removal of any other debris which would interfere with inspection or treatment in such area.

2. Removal of all wooden contacts between buildings and outside soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. The top of all supports for untreated wooden members shall be no closer than six (6) inches to the soil. In no case shall the minimum clearance between untreated wood and soil be less than six (6) inches. This requirement shall apply only to those situations where wood is exposed and by design is not separated from the outside soil line by anything other than air space. Such clearance shall not apply to sill plates or other wooden members of a structure which may be physically closer to the earth than the required clearance but are by design enclosed by and insulated from the earth by brick, stucco or other construction material.

3. Removal of all wooden contacts between buildings and inside soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. In no case shall the minimum clearance between wood and soil in a crawl space be less than eighteen (18) inches.

4. Removal of all visible accessible termite tunnels.

5. Trenching of soil along the outside and inside of foundation walls and around pillars and other supports to a minimum depth of six (6) inches, but not lower than the top of the footing in contact with the soil. Rodding may be performed from the bottom of the trench to lower depths as required. When the top of any footing is exposed and not in contact with the soil, trenching should not extend below the bottom of the footing.

6. Application of approved termiticide.

   (i) Approved termiticides shall be those registered by the United States Environmental Protection Agency (EPA) and the Georgia Department of Agriculture. Under no circumstances shall the concentration applied be lower than the minimum nor greater than the maximum concentration specified on the product label for the termiticide as a soil termiticide application.

   (ii) Rate of application shall be four (4) gallons per ten (10) linear feet per foot of depth from the soil surface to the lesser of either the top of footings or a depth of four (4) feet applied to the trenches and backfill. Soil into which pipes extend from the structure, soil under expansion joints, and soil in any other critical point of potential termite entry must also be treated with the approved termiticide at the above application rate.

   (iii) Measures must be taken to prevent the back siphoning of pesticides and the contamination of public water supplies during dilution and filling operations. Do not apply pesticide while precipitation is occurring in any area where the application would be impacted by the precipitation.

   (iv) Precautions must be taken to prevent the contamination of wells or cisterns, in or close to the structure being treated.

7. Drilling of all tile, brick, concrete block or other type cavity walls, chimneys, hollow pillars or other similar structure parts and application of the approved termiticide at a rate of two (2) gallons per ten (10) linear feet. Drilling of concrete blocks or other hollow masonry parts shall be made into the large voids only, as opposed to the vertical mortar joints, at horizontal intervals of no more than twelve (12) inches. Application of the termiticide shall be made through drill holes no more than eighteen (18) inches above the lowest of the soil or slab surfaces contiguous to the opposite side of the vertical wall. In the case of uncapped hollow parts, the termiticide may be

applied through the top opening, provided the termiticide is released no higher than eighteen (18) inches above the top of the footing.

8. Treatment of the entire inside perimeter walls of all earth filled porches beneath concrete slabs contiguous to the structure with an approved termiticide at the rate of four (4) gallons per ten (10) linear feet by one of the following:

   (i) Making access openings, by removing a six (6) inch band of soil along the entire inside perimeter walls and applying the termiticide in the trench.

   (ii) Drilling from the top of the entire perimeter of the slab at intervals of no more than twelve (12) inches and no more than twelve (12) inches from the perimeter wall and applying the termiticide.

   (iii) Drilling, rodding, and applying the approved termiticide from the inside of the foundation at no more than twelve (12) inch intervals along the entire inside perimeter and as close as possible to the lower edge of the slab.

   (iv) Drilling, rodding, and applying the approved termiticide from the sides of the earth fill along the entire perimeter provided no horizontal rodding distance shall exceed twenty (20) feet.

9. Treatment of all grade level slabs contiguous to the structure with an approved termiticide at the rate of four (4) gallons per ten (10) linear feet by drilling and applying along the entire distance where slab joins any part of structure at intervals of no more than twelve (12) inches and no more than twelve (12) inches from the structure wall.

10. Treatment of all structures with concrete slabs at or above grade level with an approved termiticide at the rate of four (4) gallons per ten (10) linear feet by one of the following:

    (i) Treating from the inside by drilling through from the top of the slab and applying the approved termiticide at intervals of no more than twelve (12) inches and no more than twelve (12) inches from the outside edge of slab along the entire perimeter and at all other points of potential termite entry through the slab. After such application all holes shall be securely sealed to prevent any upward movement of the termiticide.

(ii) Treating from the outside by rodding and applying termiticide along and under the entire perimeter of the slab by inserting the rod as close as possible to the lower edge of the slab.

11. Treatment of monolithic slabs by trenching and application of the approved termiticide to the soil along the entire perimeter of the slab at the rate of four (4) gallons per ten (10) linear feet and to any openings through the slab.

(b) For pesticide products allowing a defined soil treatment consistent with individual product registered label directions:

1. Removal of all cellulosic material from underneath the building and removal of any other debris which would interfere with inspection or treatment in such area.

2. Removal of all wooden contacts between buildings and outside soil other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. The top of all supports for untreated wooden members shall be no closer than six (6) inches to the soil. In no case shall the minimum clearance between untreated wood and soil be less than six (6) inches. This requirement shall apply only to those situations where wood is exposed and by design is not separated from the outside soil line by anything other than air space. Such clearance shall not apply to sill plates or other wooden members of a structure which may be physically closer to the earth than the required clearance but are by design enclosed by and insulated from the earth by brick, stucco or other construction material.

3. Removal of all wooden contacts between buildings and inside crawl space soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. In no case shall the minimum clearance between wood and soil in a crawl space be less than eighteen (18) inches.

4. Removal of visible accessible termite tunnels unless specified on the product label.

5. Application of approved termiticide.

(i) Approved termiticides shall be those registered by the United States Environmental Protection Agency (EPA) and the Georgia Department of Agriculture.

(ii) Trenching of soil along the outside foundation walls to a minimum depth of six (6) inches, but not lower than the bottom of the footing in contact with the soil. Rodding may be performed from the bottom of the trench to lower depths as required.

(iii) Treatment of all grade level slabs and earth filled porches beneath concrete slabs that are contiguous to the exterior of the structure, including any garage or carport slabs, with an approved termiticide by drilling and applying along the entire distance where slab joins any part of structure at intervals of no more than twelve (12) inches and no more than twelve (12) inches from the structure wall.

(iv) Measures must be taken to prevent the back siphoning of pesticides and the contamination of public water supplies during dilution and filling operations. Do not apply pesticide while precipitation is occurring in any area where the application would be impacted by the precipitation.

(v) Precautions must be taken to prevent the contamination of wells or cisterns, in or close to the structure being treated.

(c) For pesticide products, other than baits designed for the control of termites, applied for purposes other than as a soil termiticide application and when applied consistent with individual product registered label directions:

1. Removal of all cellulosic material from underneath the building and removal of any other debris which would interfere with inspection or treatment in such area.

2. Removal of all wooden contacts between buildings and outside soil other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. The top of all supports for untreated wooden members shall be no closer than six (6) inches to the soil. In no case shall the minimum clearance between untreated wood and soil be less than six (6) inches. This requirement shall apply only to those situations where wood is exposed and by design is not separated from the outside soil line by anything other than air space. Such clearance shall not apply to sill plates or other wooden members of a structure which may be physically closer to the earth than the required clearance but are by design enclosed by and insulated from the earth by brick, stucco or other construction material.

3. Removal of all wooden contacts between buildings and inside crawl space soil, other than those wooden supports which have been treated with

preservatives to a minimum preservative retention designed for ground contact. In no case shall the minimum clearance between wood and soil in a crawl space be less than eighteen (18) inches.

4. Removal of visible accessible termite tunnels unless specified on the product label.

5. Application of approved termiticide, taking all precautions necessary to prevent the contamination of wells or cisterns, in or close to the structure being treated. Unless prohibited by the product's label directions, all applications of liquid pesticide applied to the surface of non-decorative or non-finished wood and/or sheathing shall include a sufficient amount of a dye or marker to readily indicate the areas that have been treated.

(d) For pesticide bait products applied for the purpose of controlling termites:

1. Removal of all cellulosic material from underneath the building and removal of any other debris which would interfere with inspection or treatment in such area.

2. Removal of all wooden contacts between buildings and outside soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. The top of all supports for untreated wooden members shall be no closer than six (6) inches to the soil. In no case shall the minimum clearance between untreated wood and soil be less than six (6) inches. This requirement shall apply only to those situations where wood is exposed and by design is not separated from the outside soil line by anything other than air space. Such clearance shall not apply to sill plates or other wooden members of a structure which may be physically closer to the earth than the required clearance but are by design enclosed by and insulated from the earth by brick, stucco or other construction material.

3. Removal of all wooden contacts between buildings and inside crawl space soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. In no case shall the minimum clearance between wood and soil in a crawl space be less than eighteen (18) inches.

4. Removal of visible accessible termite tunnels unless specified on the product label.

5. All termite baits and baiting systems shall be monitored, consistent with the products label and labeling directions, for a minimum period of one year at no additional cost to the property owner when installed for pre-construction

treatments or for treatments to control an infestation found during the coverage period of an Official Georgia Wood Infestation Inspection Report.

6. The initial installation of a baiting system shall include a reasonable depiction of the structure noting the approximate locations of all bait or monitoring stations. This diagram shall be maintained for two (2) years past the expiration date of the contract.

7. In addition to all other record keeping requirements, each time there is an inspection or monitoring of a baiting system, the licensee shall record the following:

   (a) date of the inspection

   (b) results of the inspection for each station

   (c) notation of any stations that were not able to be monitored

   (d) notation of any additional stations that have been added

8. Application of an approved termiticide bait consistent with all product label directions.

   (i) Approved termiticide bait shall be those registered by the United States Environmental Protection Agency (EPA) and the Georgia Department of Agriculture.

(2) Minimum adequate subterranean termite control treatments for pre-construction treatments shall include the following:

(a) For pesticide products applied as a soil termiticide application consistent with registered label and labeling directions:

1. Removal of all cellulosic material from underneath the building and removal of any other debris which would interfere with inspection or treatment in such area.

2. Removal of all wooden contacts between buildings and outside soil, other than those wooden supports which are known to have been treated with preservatives to a minimum preservative retention designed for ground contact. The top of all supports for untreated wooden members shall be no closer than six (6) inches to the soil. In no case shall the minimum clearance between untreated wood and soil be less than six (6) inches. This requirement shall apply only to those situations where wood is exposed and by design is not separated from the outside soil line by anything other than

air space. Such clearance shall not apply to sill plates or other wooden members of a structure which may be physically closer to the earth than the required clearance but are by design enclosed by and insulated from the earth by brick, stucco or other construction material.

3. Removal of all wooden contacts between buildings and inside crawl space soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. In no case shall the minimum clearance between wood and soil in a crawl space be less than eighteen (18) inches.

4. Application of approved termiticide.

   (i) Approved termiticides shall be those registered by the United States Environmental Protection Agency (EPA) and the Georgia Department of Agriculture. Under no circumstances shall the concentration applied be lower than the minimum nor greater than the maximum concentration specified on the product label for the termiticide used as a soil termiticide application. For each application a separate graph of the structure showing the specific areas treated, including any utility areas, shall be prepared. Such graph shall indicate the linear footage of the structure, total square footage of the structure and the volume applied to each area.

   (ii) Rate of application shall be four (4) gallons per ten (10) linear feet per foot of depth from the soil surface to the lesser of either the top of footings or a depth of four (4) feet applied to the trenches and backfill. Soil into which pipes extend from the structure, soil under expansion joints, and soil in any other critical point of potential termite entry must also be treated with an approved termiticide at the above application rate. In all treatments, the final termiticide application must be completed within ninety (90) days after the earlier of:

      (1) the granting of a local "certificate of occupancy" or other like certification that the structure is approved for occupancy;

      (2) the actual occupancy of the structure by owner, tenant, or otherwise;

      (3) the closing of a permanent loan on the structure; or

      (4) the completion of backfilling by the building contractor or owner.

(iii) Rate of application shall be two (2) gallons per ten (10) linear feet to all tile, brick, concrete block or other type cavity walls, chimneys, hollow pillars or other similar structure parts.

(iv) Rate of application to the fill under residential slab structures not exceeding two (2) units shall be at the minimum rate of one (1) gallon per ten (10) square feet.

(v) Measures must be taken to prevent the back siphoning of pesticides and the contamination of public water supplies during dilution and filling operations. Do not apply pesticide while precipitation is occurring in any area where the application would be impacted by the precipitation.

(vi) Precautions must be taken to prevent the contamination of wells or cisterns in or close to the structure being treated.

(b) For pesticide products or devices applied for the purpose of controlling termites other than as a soil termiticide application:

1. Removal of all cellulosic material from underneath the building and removal of any other debris which would interfere with inspection or treatment in such area.

2. Removal of all wooden contacts between buildings and outside soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention rate designed for ground contact. The top of all supports for untreated wooden members shall be no closer than six (6) inches to the soil. In no case shall the minimum clearance between untreated wood and soil be less than six (6) inches. This requirement shall apply only to those situations where wood is exposed and by design is not separated from the outside soil line by anything other than air space. Such clearance shall not apply to sill plates or other wooden members of a structure which may be physically closer to the earth than the required clearance but are by design enclosed by and insulated from the earth by brick, stucco or other construction material.

3. Removal of all wooden contacts between buildings and inside soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. In no case shall the minimum clearance between wood and soil in a crawl space be less than eighteen (18) inches.

4. Removal of visible accessible termite tunnels unless specified on the product label.

5. Application of the approved termiticide or device consistent with all product label directions. Unless prohibited by the product's label directions, all applications of liquid pesticide applied to the surface of non-decorative or non-finished wood and/or sheathing shall include a sufficient amount of a dye or marker to readily indicate the areas that have been treated.

(3) Minimum adequate treatment for pesticide product applied as an alternate application technique, as defined in Rule 620-2-.01(d), for subterranean termite control treatments made consistent with label directions shall include the following:

(a) Removal of all cellulosic material from underneath the building and removal of any other debris which would interfere with inspection or treatment in such area.

(b) Removal of all wooden contacts between buildings and outside soil other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. The top of all supports for untreated wooden members shall be no closer than six (6) inches to the soil. In no case shall the minimum clearance between untreated wood and soil be less than six (6) inches. This requirement shall apply only to those situations where wood is exposed and by design is not separated from the outside soil line by anything other than air space. Such clearance shall not apply to sill plates or other wooden members of a structure which may be physically closer to the earth than the required clearance but are by design enclosed by and insulated from the earth by brick, stucco, or other construction material.

(c) Removal of all wooden contacts between buildings and inside crawl space soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact. In no case shall the minimum clearance between wood and soil in a crawl space be less than eighteen (18) inches.

(d) Removal of visible accessible termite tunnels unless specified on the product label.

(e) Application of approved termiticide, taking all precautions necessary to prevent the contamination of wells or cisterns in or close to the structure being treated.

(f) Treatment applications must include all areas as specified in Rule 620-6-.04(1)(a), 620-6-.04(1)(b), or 620-6-.04(2)(a) except the area beneath concrete slabs of earth filled porches as specified in 620-6-.04(1)(b)5(iii).

(4) Minimum adequate treatment for control or prevention of wood boring beetles, including powder post beetles, wood borers, and old house borers, shall include the application of a pesticide registered by EPA and the Georgia Department of Agriculture, in strict accordance with the product's registered directions for use. When infestation is located in a crawl space, treatment shall include the installation of a polyethylene or other water impervious vapor barrier to at least seventy (70) percent of the exposed soil surface in the enclosed space and ensure that ventilation meets the current requirements of the International Residential Building Code, the latest edition as adopted and amended by the Georgia Department of Community Affairs.

(5) Minimum adequate treatment for control or prevention of wood destroying fungi shall include the following:

(a) When infestation is located in a crawl space, treatment shall include the installation of a polyethylene or other water impervious vapor barrier to at least seventy (70) percent of the exposed soil surface in the enclosed space and ensure that ventilation meets the current requirements of the International Residential Building Code, the latest edition as adopted and amended by the Georgia Department of Community Affairs.

(b) In addition to the above requirements, when an infestation of water conducting fungi is located in a crawl space, control measures shall include the following:

1. Cut the visible rhizomorphs and scrape visible fungal growth from the foundation walls

2. Removal of all wooden contacts between buildings and inside crawl space soil, other than those wooden supports which have been treated with preservatives to a minimum preservative retention designed for ground contact.

(6) Minimum adequate treatment for control of dry wood termites shall include the application of an approved pesticide in strict accordance with the product's registered directions for use, or other such methods or techniques which, to the satisfaction of the Commission, have been demonstrated to be effective in controlling this pest.

Cite as Ga. Comp. R. & Regs. R. 620-6-.04
Authority: O.C.G.A. §§ 43-45-8, 45-45-16.
History. Original Rule entitled "Control Measures" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Repealed: New Rule of same title adopted. F. Mar. 30, 1988; eff. Apr. 19, 1988.
Repealed: New Rule of same title adopted. F. Oct. 20, 1994; eff. Jan. 1, 1995, as specified by the Agency.
Amended: F. Sept. 14, 1995; eff. Oct. 4, 1995.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: ER. 620-6-0.7-.04 adopted. F. and eff. Nov. 10, 2003, as specified by the Agency.
Amended: F. Mar. 4, 2004; eff. Mar. 24, 2004.
Amended: F. Aug. 26, 2005; eff. Sept. 16, 2005, as specified by the Agency.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.
Amended: F. Aug. 11, 2017; eff. Sept. 1, 2017, as specified by the Agency.

Amended: F. Jan. 7, 2019; eff. Feb. 1, 2019, as specified by the Agency.

Rule 620-6-.05. Inspection.

The enforcement agency may inspect any property or structure treated or being treated for the control of wood destroying organisms and may collect samples of any treated material including soil to determine if treatment conforms to the Minimum Adequate Subterranean Termite Control as specified in this Chapter. Samples shall be taken as follows and analyzed by methods approved by the Commissioner:

(a) A single unit of use of the pesticide as purchased or a representative sample of the pesticide shall be taken from the original container in which it was purchased.

(b) A minimum of four (4) ounces of the diluted solution or emulsion shall be taken from the tank or sprayer in which the diluted pesticide is stored or from which it is being applied.

(c) A composite sample shall be taken for assay from any soil required to be treated for the control of termites under the provisions of this Chapter to determine if treatment conforms to the minimum requirements, as follows:

1. A subsample or core shall be taken from each ten (10) linear feet of treated soil or fraction thereof, up to a maximum of thirty (30) cores, along the inside and outside of the foundation wall, along the perimeter of the slab, or from the treated areas around pillars, chimneys and the like. In cases where treated area exceeds 300 linear feet, the thirty (30) cores shall be equally spaced throughout the treated area.

2. Cores shall be taken at approximately ten (10) foot intervals and shall be taken no more than four (4) inches from the foundation wall or other structural part.

3. Approximately two (2) inches of soil shall be removed from the soil surface where each core is to be taken.

4. A vertical core approximately three quarters of an inch (3/4") in diameter and four (4) inches deep shall be taken.

5. All cores shall be composited in a polyethylene bag, sealed, labeled and sent to the Enforcement Agency for chemical analysis.

6. Any termite treatment, applied for the purpose of creating a soil barrier, shall be considered inadequate and the entire structure shall be retreated by the licensee within thirty (30) days after notification to the licensee by the Enforcement Agency, if within six (6) months from the date treatment is completed the composite sampling of the treated area is found to have a termiticide residue less than one (1) part per million for each 0.01% of the treatment solution applied. In no case shall the pesticide solution applied be less than the minimum concentration specified on the product label.

Cite as Ga. Comp. R. & Regs. R. 620-6-.05
Authority: O.C.G.A. Sec. 43-45-8.
History. Original Rule entitled "Inspection" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Repealed: New Rule of same title adopted. F. Oct. 20, 1994; eff. Jan. 1, 1995, as specified by the Agency.
Amended: F. Sept. 14, 1995; eff. Oct. 4, 1995.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.

Rule 620-6-.06. Reports.

(1) All Designated Certified Operators shall maintain by month records covering all Wood Destroying Organisms jobs completed, each Official Georgia Wood Infestation Inspection Report issued and each new contract issued on the basis of a previous treatment. Such records shall include the information listed below, shall be retained in the office of the Licensee for at least two (2) years from the date the record is created and shall be open to inspection by or furnished to the Commission or Commissioner upon request:

(a) The name of the owner and the complete physical address of the treated structure;

(b) The pest(s) and type of structure treated;

(c) The date the job or inspection was completed;

(d) Notation of any deviation from the Minimum Adequate Treatment Standards as prescribed in 620-6-.04, along with an Official Waiver form signed by the property owner or his agent.

(2) Within thirty (30) days of a request by the Commission or Commissioner, Licensee shall provide a compilation of information contained in the above records for any specific portion of the two (2) year retention period.

Cite as Ga. Comp. R. & Regs. R. 620-6-.06
Authority: O.C.G.A. § 43-45-8.
History. Original Rule entitled "Reports" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Repealed: New Rule of same title adopted. F. Jan. 23, 1992; eff. Feb. 12, 1992.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: F. Aug 11, 2017; eff. September 1, 2017, as specified by the Agency.

Rule 620-6-.07. Correction of Deviations.

(1) On every Wood Destroying Organism job which it inspects, the Enforcement Agency shall provide the Designated Certified Operator with an Inspection and WDO Corrective Action Report detailing any apparent deviations from the Minimum Adequate Treatment

Standards found by an inspector, and which are not covered by an Official Waiver of the Minimum Treatment Standards for the Control of Subterranean Termites. The Waiver Form shall contain all of the following information and shall be equivalent to the following format:

OFFICIAL WAIVER

of the Georgia Minimum Treatment Standards for the Control of Subterranean Termites

NOTICE TO PROPERTY OWNERS/AGENT

DO NOT SIGN THIS DOCUMENT UNTIL YOU HAVE READ AND SIGNED "CONDITIONS GOVERNING THE USE OF OFFICIAL WAIVER OF THE MINIMUM TREATMENT STANDARDS FOR THE CONTROL OF SUBTERRANEAN TERMITES" ON THE REVERSE SIDE OF THIS DOCUMENT. THESE "CONDITIONS" MUST BE CONSIDERED PART OF THIS DOCUMENT. YOU MUST RECEIVE A COPY OF THIS REPORT AND SUPPORTING GRAPH AT TIME OF SIGNING OR SERVICE.

Name of Company _____

Address of Company _____

Owner of Property _____

Inspector name and certification/registration number _____

Address of Structure Treated - Note: A separate Official Waiver is required for each individual structure. Reproductions of the Official Waiver for multiple structures is not acceptable.

_____

Phone Number of Property Owner/Agent _____

Indicate with a check mark those items that do NOT meet the minimum treatment standards.

TERMITE CONTROL

SOIL TREATMENTS - Note: For defined post construction soil treatments and preconstruction soil treatments, only items # 1, 2, and 3 are applicable.

Type of treatment - Check one

Comprehensive post construction soil treatment _____

Defined post construction soil treatments _____

Pre-construction soil treatment _____

Date Job Completed _____ NO

1. All debris removed _____
2. Wooden contacts removed or insulated _____
3. Crawl space clearance 18 inches or greater _____
4. Termite tunnels removed _____
5. Foundation adequately trenched/rodded and treated _____
6. Voids adequately drilled/treated _____
7. Earth filled porches adequately drilled/treated _____
8. Contiguous slabs adequately drilled/treated _____
9. Slabs at/above grade adequately drilled/treated _____
10. Monolithic slabs adequately treated _____

Non Soil Pesticide, Device, Bait or Baiting System - Note: All items pertain to both post-construction and pre-construction applications.

Date Job Completed _____ NO

1. All debris removed _____
2. Wooden contacts removed _____
3. Barrier or baiting system installed consistent with label directions _____

   Explain ***in detail*** what areas of the structure do not meet treatment standards and why it is not possible to meet these treatment standards. Also, attach a graph indicating the area(s) that were not treated to minimum standards. Failure to attach a graph and provide a ***detailed*** written explanation will void this document. Use other side if necessary.

_____

_____

_____

Signature of Property Owner/Agent _____

Date _____

Revised 04/14 - Replaces all previous editions

CONDITIONS GOVERNING THE USE OF THE OFFICIAL WAIVER OF THE MINIMUM TREATMENT STANDARDS FOR THE CONTROL OF SUBTERRANEAN TERMITES

1. The Official Waiver of the Minimum Treatment Standards for the Control of Subterranean Termites is intended to be used **ONLY** in situations where it is not possible or practical to meet the minimum treatment standards established by the Georgia Structural Pest Control Commission.

2. The Official Waiver of the Minimum Treatment Standards for the Control of Subterranean Termites is not to be used to bypass the minimum treatment standards nor is it used to notify any agency of government that a termite treatment has been completed. For defined post construction soil treatments and preconstruction soil treatments; only items # 1, 2, and 3 are applicable.

3. By signing this document the property owner/agent acknowledges that the property identified will not receive a complete minimum treatment. Signing this document does not affect the terms of any guarantee between the property owner and the pest control company.

4. Each "no" must be explained in detail in the area provided on the front of this document as to specifically what areas of the structure do not meet the treatment standards and why it is not possible to meet these treatment standards. Additional space is provided below.

5. All sections of this document must be filled out completely. Failure to comply with this requirement or failure to provide the explanation required in "Condition #4" above will constitute a violation involving misuse of this form and may render it void.

Additional Explanations

_____

_____

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Signature of Property Owner/Agent_____

Date _____

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The Licensee shall return the Inspection and WDO Corrective Action Report to the Enforcement Agency within thirty (30) days of its receipt confirming to the Enforcement Agency that all reported deviations from the Minimum Adequate Treatment Standards have been corrected.

(2) The Enforcement Agency may require the licensee to retreat with an approved termiticide any structure(s) initially treated with a registered pesticide as a soil termiticide application, which it finds within five (5) years after the initial treatment was not treated in accordance with the Minimum Adequate Treatment Standard, which were in effect on the date of initial treatment, whether or not such structure has been under renewal contract by the licensee beyond the original treatment contract period. If, however, a structure has been under continuous contract for more than five (5) years after initial treatment, retreatment may be required by the Enforcement Agency should inadequacies in the Minimum Adequate Treatment Standards be detected within two (2) years after the expiration date of such contract.

(3) On all termite control treatments involving monitoring with a non-pesticidal bait or a registered pesticidal bait, or with any other similar pesticide, when the pesticidal bait or other pesticide is contained in its own receptacle and is not applied directly to the structure or used as a soil termiticide application, the Enforcement Agency may require the licensee to correct any deviations from the Minimum Adequate Treatment Standards in effect on the date of initial treatment. Such requirements may be made at any time the Enforcement Agency finds such deviations within five (5) years of the initial treatment, or if the structure(s) has been under continuous contract for more than five (5) years, corrections may be required by the Enforcement Agency within two (2) years of the

expiration date of the contract. It should be understood that correction of deviations apply only to the removal of cellulosic debris, wood to earth contact, and removal of accessible termite tunnels and does not apply to the reinstallation of monitoring or toxic ant baits or other pesticide treatments which may have been removed as a condition of the initial contract.

(4) The Enforcement Agency may inspect, for regulatory purposes, any structure within five (5) years of the initial verifiable treatment, or if the structure(s) has been under continuous contract for more than five (5) years, within two (2) years of the expiration date of the contract. The Enforcement Agency may inspect, for regulatory purposes, any structure having an Official Georgia Wood Infestation Inspection Report issued within two (2) years of the issuance of the Report.

(5) Any structure under contract with a licensee found by either the licensee or the Enforcement Agency to have three or more separate areas of active infestation from subterranean termites within a five (5) year period shall receive a complete retreatment in accordance with the Minimum Adequate Treatment Standards.

(6) The Enforcement Agency may require the licensee to treat, consistent with the requirements of Rule 620-6-.04, any structure which it finds was not treated consistent with the requirements of Rule 620-6-.04 or any structure which it finds an active infestation covered under a current warranty contract for Wood Destroying Organisms Control.

Cite as Ga. Comp. R. & Regs. R. 620-6-.07
Authority: O.C.G.A. § 43-45-8.
History. Original Rule entitled "Correction of Deviations" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: F. Sept. 14, 1995; eff. Oct. 4, 1995.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: F. Aug. 26, 2005; eff. Sept. 16, 2005, as specified by the Agency.
Amended: F. Mar. 11, 2014; eff. Mar. 31, 2014.
Amended: F. Aug 11, 2017; eff. September 1, 2017, as specified by the Agency.

Chapter 620-7. HOUSEHOLD PEST CONTROL.

Rule 620-7-.01. Definitions.

(1) Household Pest Control-means the application of any and all measures, including pesticide other than a fumigant, for the purpose of controlling pests such as ants, clothes moths, fleas, flies, roaches, rodents, ticks and any other pests other than wood destroying organisms in any structure.

(2) Structure-means any building, regardless of its design or the type of material used in its construction, whether public or private, vacant or occupied, and any adjacent outside area.

Cite as Ga. Comp. R. & Regs. R. 620-7-.01
Authority: O.C.G.A. Secs. 43-45-8.
History. Original Rule entitled "Definition of Terms: Wood Destroying Organisms" was filed and effective on June 30, 1965.
Amended: Rule repealed and a new Rule of same title adopted. Filed October 25, 1966; effective November 13, 1966.
Amended: Rule repealed and a new Rule entitled "Definitions" adopted. Filed February 14, 1985; effective March 6, 1985.

Rule 620-7-.02. General Requirements.

(1) Only those pesticides registered with the Environmental Protection Agency and/or the Georgia Department of Agriculture shall be permitted for use in Household Pest Control.

(2) All pesticides shall be used consistent with all directions, instructions and precautions on their labeling.

(3) A Household Pest Control contract shall be issued on all household pest control jobs in accordance with requirements of the Fair Business Practices Act of 1975, and the rules of the Federal Trade Commission, 16 C.F.R. 429, including disclosure by the licensee of the three (3) day right of cancellation. The terms of any contract extension beyond the original terms shall be indicated on the contract.

Cite as Ga. Comp. R. & Regs. R. 620-7-.02
Authority: O.C.G.A. Secs. 43-45-8, 43-45-16.
History. Original Rule entitled "Contracts" adopted. F. and eff. June 30, 1965.
Repealed: New Rule of same title adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Amended: F. Dec. 31, 1970; eff. Jan. 20, 1971.
Amended: F. Apr. 21, 1971; eff. May 11, 1971.
Amended: F. Jan. 23, 1979; eff. Feb. 12, 1979.
Amended: F. Dec. 21, 1981; eff. Jan. 10, 1982.
Amended: F. July 1, 1982; eff. July 21, 1982.
Amended: F. Sept. 12, 1983; eff. Oct. 2, 1983.
Repealed: New Rule entitled "General Requirements" adopted. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: F. Oct. 20, 1994; eff. Jan. 1, 1995, as specified of the Agency.
Repealed: New Rule of same title adopted. F. June 4, 1997; eff. July 1, 1997, as specified by the Agency.
Amended: F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.

Rule 620-7-.03. Repealed.

Cite as Ga. Comp. R. & Regs. R. 620-7-.03
Authority: O.C.G.A. Secs. 43-45-8, 43-45-16.
History. Original Rule entitled "Control Measures" adopted. F. and eff. June 30, 1965.

Repealed: New Rule of the same title adopted. F. Oct. 25, 1966; eff. Nov. 13, 1966.
Amended: F. Jan. 23, 1979; eff. Feb. 12, 1979.
Amended: Rule repealed. F. Feb. 14, 1985; eff. Mar. 6, 1985.
Amended: New Rule entitled "Treatment of Schools" adopted. F. Oct. 3, 2000; eff. Nov. 1, 2000, as specified by the Agency.
Amended: ER. 620-7-0.6-.03 adopted. F. Oct. 23, 2003, eff. Oct. 21, 2003, the date of adoption.
Amended: F. Mar. 4, 2004; eff. Mar. 24, 2004.
Repealed: F. Mar. 11, 2014; eff. Mar. 31, 2014.

Rule 620-7-.04. Repealed.

Cite as Ga. Comp. R. & Regs. R. 620-7-.04
Authority: Ga. L. 1955, pp. 564, 568; Ga. L. 1957, pp. 299, 301; Ga. L. 1960, pp. 813, 817.
History. Original Rule entitled "Inspections" was filed on October 25, 1966; effective November 13, 1966.
Amended: Rule repealed. Filed February 14, 1985; effective March 6, 1985.

Rule 620-7-.05. Repealed.

Cite as Ga. Comp. R. & Regs. R. 620-7-.05
Authority: Ga. L. 1955, pp. 564, 572; Ga. L. 1960, pp. 813, 823.
History. Original Rule entitled "Reports" was filed on October 25, 1966; effective November 13, 1966.
Amended: Filed April 21, 1971; effective May 11, 1971.
Amended: Filed April 17, 1974; effective May 7, 1974.
Amended: Rule repealed. Filed February 14, 1985; effective March 6, 1985.

Chapter 620-8. FUMIGATION.

Rule 620-8-.01. Definitions of Fumigation Terms.

(1) Fumigant-means any substance or combination of substances which emits or liberates a gas, fume, or vapor and which is applied for the purpose of destroying insects, rodents or other pests in Structural Pest Control. For the purpose of this Chapter, the term does not include paradichlorobenzene, naphthalene, aerosol dispersions not containing a gas nor any product which produces a fog, smoke or mist.

(2) Fumigation-means the application of a fumigant to any structure or enclosed space, or to any compartment thereof, as a specified concentration, and exposure period for the purpose of controlling insects, rodents, or other pests.

(3) Enclosed Space-means any structure or other confined area, including, but not limited to, homes, residential or commercial buildings, hospitals, schools, churches, warehouses, railroad cars, trucks, ships, aircraft, or other common carriers. It also includes any special room, vaults, tanks, or chambers used for a fumigation operation.

(4) Fumigation Operation-means all preparations for, issuance of appropriate notifications and warnings, the release of the fumigant, and all post-fumigation requirements, as specified in this Chapter.

(5) Operator-In-Charge-means a Certified operator, authorized to perform or supervise fumigation operations.

(6) Spot Fumigation-means the application of a fumigant to a localized area, item, or harborage within a structure or enclosed space.

(7) Structure-means any building, regardless of its design or type of material used in its construction, whether public or private, vacant or occupied.

(8) Unauthorized Personnel-means any person who is not a member of the crew performing a fumigation operation.

Cite as Ga. Comp. R. & Regs. R. 620-8-.01
Authority: O.C.G.A. Secs. 43-45-8
History. .Original Rule entitled "Inspection by Enforcement Agency" was filed and effective on June 30, 1965.
Amended: Rule repealed and a new Rule entitled "Definition of Terms" adopted. Filed October 25, 1966; effective November 13, 1966.
Amended: Rule repealed and a new Rule entitled "Definitions of Fumigation Terms" adopted. Filed February 14, 1985; effective March 6, 1985.

Rule 620-8-.02. Notification Requirements.

(1) The Licensee shall provide the Enforcement Agency and the local fire and police departments having jurisdiction with the information specified below, before performing fumigation of any residential or commercial building or other potentially habitable structure:

   (a) Location of the structure or enclosed space to be fumigated;

   (b) Type of structure or enclosed space and its current use;

   (c) Name of the fumigant to be used;

   (d) Date, time of release, and approximate exposure period;

   (e) Name of the Operator-In-Charge and his day and night telephone numbers.

(2) Notification shall be made to the Enforcement Agency as least forty-eight (48) hours prior to the scheduled time of release of the fumigant.

(3) Notification to other agencies shall be made at least three (3) hours prior to scheduled time of release of the fumigant.

Cite as Ga. Comp. R. & Regs. R. 620-8-.02
Authority: O.C.G.A. Secs. 43-45-8.
History. .Original Rule entitled "Precautions to be Exercised" was filed on October 25, 1966; effective November 13, 1966.
Amended: Rule repealed and a new Rule entitled "Notification Requirements" adopted. Filed February 14, 1985; effective March 6, 1985.
Amended: Rule repealed and a new Rule of same title adopted. F. Jun. 4, 1997; eff. July 1, 1997, as specified by the Agency.

Rule 620-8-.03. Fumigation Crew.

The fumigation of any residential or commercial building or any other structure which the operator may be reasonably expected to enter at any time during the fumigation operation and exposed to toxic concentrations of the fumigant, shall require a crew of at least two (2) persons, one of whom shall be the Operator-In-Charge.

Cite as Ga. Comp. R. & Regs. R. 620-8-.03
Authority: O.C.G.A. Sec. 43-45-8.
History. Original Rule entitled "Fumigation Crew" was filed on February 14, 1985; effective March 6, 1985.

Rule 620-8-.04. Responsibilities of Operator-In-Charge.

(1) The Operator-In-Charge shall:

(a) Provide a written warning to a responsible occupant of any structure to be fumigated at least three (3) hours prior to release of the fumigant, or post such notice on all regular entrances to such building.

(b) Personally supervise all preparations of the structure, including the posting of a sign on all normal ground level entrances, with at least one (1) sign on each side of the structure to be fumigated. Such sign shall be printed in indelible and water insoluble red ink or paint on a white background. The words "DANGER" and "DEADLY POISON" shall be in black letters at least two (2) inches high and sign shall conform to the following format:

Skull and Crossbones	DANGER Fumigation With (Name of Fumigant)	Skull and Crossbones

DEADLY POISON

ALL PERSONS ARE WARNED TO KEEP AWAY

Name of Fumigator

_____

Address _____

Telephone
_____

Operator-In-Charge
_____

Day Phone _____ Night Phone
_____

(c) Make a final inspection before releasing the fumigant and personally confirm that all preparations have been completed, including:

1. That no human beings or domestic animals are present within the structure or enclosed space to be fumigated or in any other structure or enclosed space physically joined or in contact with the structure or enclosed space to be fumigated.

2. That all open flames, pilot lights or oil lamps have been appropriately extinguished.

3. That all doors, windows (unless otherwise specified on the product labeling) and other means of access are locked or barred and that all keys are in his possession.

4. That all foods or other materials subject to contamination by the fumigant have been removed from the structure or enclosed space, or sealed in six (6) mil polyethylene bags.

5. That all personnel engaged in the fumigation operation are outside the structure or enclosed space to be fumigated.

6. That a capable, alert watchman is present and will remain present at the fumigation site to prevent entry of any unauthorized person until the exposure period has elapsed, ventilation has been completed and the Operator-In-Charge has declared the structure or enclosed space to be safe for human occupancy.

(d) Be responsible for insuring that all safety precautions and appropriate application procedures are applied by any uncertified employee who performs spot fumigation under his supervision.

Cite as Ga. Comp. R. & Regs. R. 620-8-.04
Authority: O.C.G.A. Sec. 43-45-8.

History. Original Rule entitled "Fumigation Crew" was filed on February 14, 1985; effective March 6, 1985.

Rule 620-8-.05. Exemptions.

Prior notification to the Enforcement Agency and local fire and police departments and the posting of a watchman shall not be required for fumigation of aircraft, railroad cars, tanks, trucks, or other common carrier, or any chamber, vault or special room specially designed for fumigation.

Cite as Ga. Comp. R. & Regs. R. 620-8-.05
Authority: O.C.G.A. Sec. 43-45-8.
History. Original Rule entitled "Exemptions" was filed on February 14, 1985; effective March 6, 1985.

Rule 620-8-.06. Enforcement.

If, during the term of any contract covering fumigation of a structure, an infestation is found of any pest for whose control the fumigation was performed, no liquid spot treatment shall be allowed by the licensee; and such structure shall be fumigated again by the licensee at no cost to the owner.

Cite as Ga. Comp. R. & Regs. R. 620-8-.06
Authority: O.C.G.A. Sec. 43-45-8.
History. Original Rule entitled "Enforcement" adopted. F. Oct. 20, 1994; eff. Jan. 1, 1995, as specified by the Agency.

Chapter 620-9. CONTROL AND REMOVAL OF HONEYBEES FROM STRUCTURES.

Rule 620-9-.01. Definitions.

(1) Honeybee Control and Removal-means the control and removal of an established colony of honeybees from a structure by a Certified Honeybee Control and Removal Operator without the use of pesticides.

(2) Certified Honeybee Control and Removal Operator-means a person who engages in the business of honeybee control and removal without the use of pesticides.

(3) Structure-means any building, regardless of design or type of material used in its construction, whether public or private, vacant or occupied, and adjacent outside areas.

(4) Cavity-means any area within elements of construction of a structure that provides honeybees space for residence.

(5) Established honeybee colony-means any colony of honeybees that has established a nest in a cavity within a structure.

(6) Free-hanging swarm-means a mass of honeybees which temporarily cluster on an object.

(7) Open air hive-means a honeybee colony nest whose removal does not require modification or alternation of the structure.

(8) Cut-out-means any act, process, or method of removing an established honeybee colony from within a cavity that involves alternation to the structure.

(9) Trap-out-means any act, process, or method of removing honeybees by restricting their reentry leading them to abandon the next.

(10) Under the Direct Supervision of-means a competent person who engages in Honeybee Control and Removal acting under the instructions and control of a Certified Honeybee Control and Removal Operator that is present on site during the removal job.

Cite as Ga. Comp. R. & Regs. R. 620-9-.01
Authority: O.C.G.A. § 43-45-8.
History. Original Rule entitled "Definition of Terms: Structural Pest Control" was filed and effective on June 30, 1965.
Amended: Rule repealed and a new Rule entitled "Definition of Terms: Fumigation" adopted. Filed October 25, 1966; effective November 13, 1966.
Amended: Rule repealed. Filed February 14, 1985; effective March 4, 1985.
Adopted: New Rule entitled "Definitions." F. Apr. 26, 2021; eff. July 1, 2021, as specified by the Agency.

Rule 620-9-.02. General Requirements.

(1) Control and removal of honeybees from a structure must be made consistent with the following:

a. The use of any "pesticide" as defined in Rule 620-2-.01(z), to control, remove, or eliminate honeybees in, on, or under a structure shall be considered household pest control.

b. The use of any "pesticide" as defined in Rule 620-2-.01(z), to control, remove, or eliminate honeybees in, on, or under a structure is prohibited unless the licensee holds a Household Pest Control license.

c. "Honeybee control and removal" is limited to the control and removal of honeybees. The control, removal, or elimination of other types of bees requires a Household Pest Control license as defined in Rule 620-2-.01(s).

(2) A honeybee control and removal contract shall be issued on all honeybee control and removal jobs in accordance with requirements of the Fair Business Practices Act of 1975,

and the rules of the Federal Trade Commission, 16 C.F.R. 429, including disclosure by the licensee of the three (3) day right of cancellation. The terms of any contract extension beyond the original terms shall be indicated on the contract. The contract shall include a description of scope of work including the type of honeybee removal.

(3) A cut-out, or open-air hive in a structure, honeybee control and removal job must include the removal of the honeybees, wax comb, honey, brood and other associated material and debris from the structure in addition to sealing all possible reentry points.

(4) Every contract for a trap-out honeybee removal job type must contain the following statement, "This job will only remove honeybees. The wax comb, honey, brood and other associated material will remain in the structure and may result in reinfestation and secondary pest issues."

(5) Any person engaging in honeybee control and removal must be a Certified Honeybee Control and Removal Operator and must hold a Structural Pest Control Company License in the Operational Category of Honeybee Removal.

(6) Before being issued a Honeybee Removal Operator certification, the applicant must provide the Commission with satisfactory evidence of his or her qualifications including the following:

a. Completed application form;

b. Eight (8) hours of classroom training approved by the Commission and presented by a currently Certified Honeybee Control and Removal Operator or other person whom the Commission has determined to be competent to deliver training in the following areas:

(i) State and Federal laws and regulations on Honeybee Control.

(ii) Honeybee identification and types of live honeybee removals (cut-out, trap-out, and swarm removal) including basic removal techniques.

(iii) Determining if there is an established honeybee colony, and how to locate a colony living inside of a structure.

(iv) Proper cut-out removal techniques including basic construction knowledge, recommended tools, finding and caging the queen, preventing future infestations, saving comb and hiving the bees.

(v) Trap-out techniques and negative consequences of leaving honeycomb, honey pollen and brood inside a structure.

(vi) Eradication vs. Relocation including common insecticides/pesticides applied to honeybees by homeowners and PCOs.

(vii) Potential safety and health hazards.

c. Participation in a minimum of three (3) honeybee removal jobs.

d. A score of at least (70) percent on a written examination covering the training; and

e. Payment of an Operator Certification Fee.

(7) **Recertification:** Certified Honeybee Control and Removal Operators shall complete one of the following requirements prior to expiration of the five (5) year certification period:

a. Complete a Commission approved five (5) hours of training such as a workshop, seminar, short course or training program that cover new information and subject matter necessary to insure continued competence on Honeybee Removal; or

b. Complete the eight (8) hours of initial training required under Rule 620-9 .02(6) b and pass a written examination.

Cite as Ga. Comp. R. & Regs. R. 620-9-.02
Authority: O.C.G.A. § 43-45-8.
History. Original Rule entitled "Precautions to be Exercised" was filed and effective on June 30, 1965.
Amended: Rule repealed and a new Rule entitled "Fumigation" adopted. Filed October 25, 1966; effective November 13, 1966.
Amended: Filed January 23, 1979; effective February 12, 1979.
Amended: Rule repealed. Filed February 14, 1985; effective March 6, 1985.
Adopted: New Rule entitled "General Requirements." F. Apr. 26, 2021; eff. July 1, 2021, as specified by the Agency.

Rule 620-9-.03. Exceptions.

(1) Persons working under the direct supervision of a Certified Honeybee Control and Removal Operator.

(2) Removal of free-hanging swarms.

Cite as Ga. Comp. R. & Regs. R. 620-9-.03
Authority: O.C.G.A. § 43-45-8.
History. Original Rule entitled "Exceptions" adopted. F. Apr. 26, 2021; eff. July 1, 2021, as specified by the Agency.

Chapter 620-10. REPEALED.

Rule 620-10-.01. Repealed.

Cite as Ga. Comp. R. & Regs. R. 620-10-.01
Authority: Ga. L. 1955, pp. 564, 568; Ga. L. 1957, pp. 299, 301; Ga. L. 1960, pp. 813, 817.
History. Original Rule entitled "Definition of Terms: Fumigation" was filed and effective on June 30, 1965.
Amended: Rule repealed. Filed October 25, 1966; effective November 13, 1966.

Rule 620-10-.02. Repealed.

Cite as Ga. Comp. R. & Regs. R. 620-10-.02
Authority: Ga. L. 1955, pp. 564, 568; Ga. L. 1957, pp. 299, 301; Ga. L. 1960, pp. 813, 817.
History. Original Rule entitled "Fumigation" was filed and effective on June 30, 1965.
Amended: Rule repealed. Filed October 25, 1966; effective November 13, 1966.

Chapter 620-11. TREATMENT OF SCHOOLS.

Rule 620-11-.01. Treatment of Schools.

(1) Pesticide applications may be made to schools consistent with the following:

(a) All pesticide applications shall be made in a manner that minimizes the exposure of children or students to the pesticide.

(b) Pesticide application may be made to a room only if children or students are not expected to be present in the room for a minimum of three (3) hours after application. If the products label directions specify a longer reentry interval then the longer reentry interval shall apply except as specified in Rule 620-11-.01(1)(c).

(c) Insecticide baits and rodenticide baits in tamper-resistant containers or bait stations as well as botanical insecticides, insect growth regulators and insecticidal soaps may be applied at any time children or students are not present in a room. No reentry interval is required except if specified by the products label directions. These products may be applied to any open area or multi-purpose room if the area within ten (10) feet of the location is secured and no children or students are present within the secured area during the time of application.

(d) Pesticide applications may be made to outdoor school grounds if children or students are not expected to be present within twenty (20) feet of the application site at the time of application except as specified in Rule 620-11-.01(1)(e). These areas must be clearly marked to discourage entry, and secured by a fence or other similar barrier stating the reentry interval. If the application site is not secured by a fence or other similar barrier, pesticide applications may be made to an outdoor school grounds only if children or students are not expected to be in the area for a minimum of three (3) hours after application. If the products label directions specify a longer reentry interval then the longer reentry interval shall apply except

as specified in Rule 620-11-.01(1)(c). Such areas shall be clearly marked to discourage entry. All signs required by this section to discourage entry shall be consistent with the requirements of Rule 620-3-.02(1)(l)2.

(e) Insecticide baits and rodenticide baits in tamper resistant containers or bait stations as well as botanical insecticides, insect growth regulators and insecticidal soaps may be applied to outdoor school grounds anytime children or students are not present in the area. No reentry interval is required except if specified by the products label directions.

(f) All pesticide use dilutions must be prepared outside child or student occupied areas of buildings.

(g) All contracts for pest control service and all services provided must be consistent with any published pest management policy of that school system or licensed child daycare facility.

Cite as Ga. Comp. R. & Regs. R. 620-11-.01
Authority: O.C.G.A. Secs. 43-45-8, 43-45-16.
History. Original Rule entitled "Treatment of Schools" adopted. F. Mar. 11, 2014; effective Mar. 31, 2014 .