OHIO DEPARTMENT OF AGRICULTURE
Plant Health Division - Pesticide & Fertilizer Regulation Section
8995 East Main Street, Reynoldsburg, OH 43068-3399
Phone: 614-728-6987 - Fax: 614-728-4235
Email: pesticides@agri.ohio.gov Web: www.agri.ohio.gov

License Period: October 1, 2020 thru September 30, 2021

A Certificate of Insurance (COI) MUST be submitted with this application, except for Solicitation and RUP Dealer Licenses

PART A - PESTICIDE BUSINESS LICENSE TYPES AND FEES (check license type(s) you are applying for)

☐ PESTICIDE APPLICATION BUSINESS LICENSE ($35.00)
(must employ at least one licensed Commercial Applicator)
Applicator License ID# _____
Applicator's Name: _____

☐ PESTICIDE REGISTERED LOCATION LICENSE ($35.00)
Pesticide Application Business License ID#: _____

☐ PESTICIDE SOLICITATION BUSINESS LICENSE ($35.00)

☐ RESTRICTED-USE PESTICIDE DEALER LICENSE ($35.00)

PART B – BUSINESS INFORMATION

Email Address

Company Name:

Business Types (See Page 2 for definitions)

☐ Sole Proprietorship ☐ Partnership ☐ Corporation ☐ Limited Liability Company (LLC) ☐ Other

Type of Organization: (If other is marked above indicate the type of business)

Owner/Operator:

DBA/AKA: (If different than Company Name above)

PART C - ADDRESS AND SIGNATURE (Please Print)

Actual Business Location (PO Box is not accepted)

City **State**

Zip **County**

Phone

Business Mailing Address

City **State**

Zip **County**

Phone

Signature: _____ **Date:** _____

PART D – PAYMENT METHOD

Payment by check or money order **payable to the Ohio Department of Agriculture** must be mailed or hand delivered. **No purchase orders are accepted**. This application may be faxed provided it is a credit card payment ONLY. License payments **are non-refundable.** Payment may be made with one check when submitting multiple applications. This application can be duplicated. **This application and fee are only valid for the licensing period listed above.**

Number of licenses_____ X $35.00 each = _____

Payment method: Check or Money Order # _____ ☐ Discover ☐ Visa ☐ MasterCard

The following information is required before a credit card payment can be processed.

Cardholder Name

Credit Card Number CVV (3 digits on back)

Expiration Date (MM) (YYYY) Valid CC Signature _____

PESTICIDE BUSINESS LICENSE: A pesticide business license is required for a business that applies pesticides to the property of another for hire, or solicits and takes orders to apply pesticides, or conducts diagnostic inspections for WDI in a contemplated real estate transaction. *Considered as a Corporate or Parent Company. Proof of insurance is required for this license. COI REQUIRED*

PESTICIDE REGISTERED LOCATION LICENSE: Any **additional** location or branch operating in Ohio with the same name of a Pesticide Business that operates in Ohio. *Must have a Pesticide Business License associated with it and the Certificate of Insurance must also list this location. COI REQUIRED*

PESTICIDE SOLICITATION BUSINESS LICENSE: A company that **solicits only** to obtain business. This license type is **prohibited** from making pesticide applications. A solicitation company contracts with a licensed pesticide business in Ohio to perform applications.

DEALER: A person or facility who distributes Restricted Use Pesticides (RUP) or pesticides whose use are further restricted by the director to the ultimate user or to a commercial applicator who is employed by the pesticide dealer. A license is required for each location or outlet within the state from which the person distributes pesticides. *Yearly reporting of sales is required. Reports of restricted use sales for the period July 1st to June 30th, and are due by July 31st of each year.*

DOING BUSINESS AS DBA: A DBA is a name that represents the business in place of the owners first and last name (if an individual), or the legal name of the business entity, where applicable (such as a corporation or LLC). It is also referred to as "fictitious business names, assumed business names and trade names". All these terms mean the same thing.

BUSINESS TYPES

Sole Proprietorship: Is a business entity that is owned and run by one individual. There is no legal distinction between the owner and the business.

Partnership: Is a business entity where owners, called partners, share both the risks and benefits of the business. This includes any profits or debts.

Corporation: Is treated as a separate entity from the owners of the business. This type of business consists of a number of shareholders, each of whom has some say in the company's actions. The more shares held by an individual, the more votes they have regarding company policies. In addition to being treated as a separate legal entity, corporations are often given the same rights as human beings in certain legal matters.

Limited Liability Company (LLC): According to the US Internal Revenue Service, a limited liability company, similar to a corporation, allows owners to have limited personal liability for debts and actions of the company. The LLC also has features of the partnership structure, which provides management flexibility and the benefit of pass-through taxation. Owners of a LLC are often referred to as members. Most US states do not restrict this type of ownership.

Applicants for a Pesticide Business License of Pesticide Registered Location License in Ohio must provide proof of financial responsibility before a license can be issued. Provisions of Ohio's Administrative code 901:5-11-07 specifying the insurance requirements are detailed below and include **ONE** of the statements verifying coverage for Section (E)(6) below:

(B) Every pesticide business shall have in force a commercial general liability insurance policy and, either a separate professional liability insurance policy or an endorsement covering the properties under the care, custody, and control of the pesticide application business as it relates to the application of pesticides, including but not limited to the damage to the actual properties the pesticide business is treating or working on in each of the pesticide use categories in which the commercial applicators employed by the business are licensed. The policies and endorsements shall:

(1) Provide coverage for each registered location associated with the pesticide business;
(2) Provide coverage for bodily injury, property damage, products, and completed operations due to the application of pesticides at the location applied and for third party claims; and
(3) Contain the following minimum limits of insurance:
(a) Three hundred thousand dollars policy general aggregate;
(b) Three hundred thousand dollars per occurrence limit; and
(c) Three hundred thousand dollars products and completed operations aggregate.

Example of acceptable statement for Section (E)(6):
For most Pesticide Businesses: This policy provides the coverage required in Ohio Administrative Code 901:5-11-07 (B)

(C) Every pesticide business which is also licensed in the pesticide use category of wood-destroying insect diagnostic inspection shall obtain either a specific liability policy or an endorsement on an existing commercial general liability policy covering claims which arise from errors or omissions in the performance of wood-destroying insect diagnostic inspections. The policy and endorsements shall contain the following minimum limits of insurance:

(1) One hundred thousand dollars policy general aggregate; and (2) Fifty thousand dollars per occurrence limit.

Example of acceptable statements for Section (E)(6):
WDI inspections only: This policy provides the coverage required in Ohio Administrative Code 901:5-11-07 (C)
WDI and Pesticide applications: This policy provides the coverage required in Ohio Administrative Code 901:5-11-07(B) & (C)

(D) Every pesticide business that conducts aerial pest control applications shall have in force a comprehensive chemical liability insurance policy for the properties under the care, custody, and control of the pesticide application business as it relates to the application of pesticides from, including but not limited to the damage to the actual properties the pesticide business is treating or working on. The policy and endorsements shall

(1) Provide coverage for bodily injury, property damage, products, and completed operations due to the application of pesticides at the location applied and for third party claims; and
(2) Contain the following minimum limits of insurance:
(a) One hundred thousand dollars property damage coverage per occurrence; and
(b) One hundred thousand dollars bodily injury (excluding passengers) coverage for each person; and
(c) Three hundred thousand dollars bodily injury (excluding passengers) coverage per occurrence.

Example of acceptable statement for Section (E)(6):
Aerial Pesticide Businesses: This policy provides the coverage required in Ohio Administrative Code 901:5-11-07 (D)

(E) Every person applying for a pesticide business license shall submit with their license application either a certificate of insurance or a binder verifying that they meet the requirements of this rule. The certificate of insurance or binder shall contain:

(1) The name and address of the issuing company;
(2) The name and address of the insured pesticide business;
(3) The name and address of each registered location associated with the insured pesticide business;
(4) The effective date and expiration date of the insurance policy;
(5) The policy number;
(6) A statement verifying that the policy provides the coverage required in paragraphs (B), (C), and/or (D) of this rule;
(7) The limits of insurance; and
(8) A clause which states in the same or similar language: "In the event of cancellation for non-payment, the insurer agrees to advise the Ohio Department of Agriculture, Pesticide Regulation Section, 8995 East Main Street, Reynoldsburg, Ohio 43068, by written notice ten days prior to the effective date of cancellation. If the policy is, for any other reason, canceled, not renewed, or there is a material change the insurer agrees to give the Ohio Department of Agriculture thirty days written notice."