

1-1 By: Harris, Anderson, Toth (Senate Sponsor - Perry) H.B. No. 1070
1-2 (In the Senate - Received from the House March 25, 2021;
1-3 April 8, 2021, read first time and referred to Committee on Water,
1-4 Agriculture & Rural Affairs; April 20, 2021, reported favorably by
1-5 the following vote: Yeas 9, Nays 0; April 20, 2021, sent to
1-6 printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 A BILL TO BE ENTITLED
1-19 AN ACT

1-20 relating to the performance of pest control work by persons who hold
1-21 a commercial or noncommercial applicator license issued by the
1-22 Department of Agriculture.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 1951.053(a), Occupations Code, is
1-25 amended to read as follows:

1-26 (a) Except as provided by Sections 1951.212 and
1-27 1951.457(c), this chapter does not apply to:

1-28 (1) a person who performs pest control work on growing
1-29 plants, trees, shrubs, grass, or other horticultural plants if the
1-30 person holds a commercial or noncommercial applicator license from
1-31 the department and issued under Chapter 76, Agriculture Code, that
1-32 covers the pest control work or is under the direct supervision of a
1-33 person who holds a commercial or noncommercial applicator license
1-34 from the department and issued under Chapter 76, Agriculture Code,
1-35 that covers pest control work; or

1-36 (2) a person who performs pest control work on growing
1-37 plants, trees, shrubs, grass, or other horticultural plants or
1-38 rights-of-way if the person:

1-39 (A) is employed by a political subdivision or a
1-40 cemetery;

1-41 (B) is engaged in pest control work or vegetation
1-42 management for the political subdivision or cemetery;

1-43 (C) holds a commercial or noncommercial
1-44 applicator license from the department and issued under Chapter 76,
1-45 Agriculture Code, that covers pest control work or is under the
1-46 direct supervision of a person who holds a commercial or
1-47 noncommercial applicator license from the department and issued
1-48 under Chapter 76, Agriculture Code, that covers pest control work;
1-49 and

1-50 (D) complies with annual continuing education
1-51 required by the department.

1-52 SECTION 2. This Act takes effect immediately if it receives
1-53 a vote of two-thirds of all the members elected to each house, as
1-54 provided by Section 39, Article III, Texas Constitution. If this
1-55 Act does not receive the vote necessary for immediate effect, this
1-56 Act takes effect September 1, 2021.

1-57 * * * * *