Amend section 6000 to read:

6000 Definitions.

…

"Private Applicator" means:

(a) an individual who uses or supervises the use of a pesticide for the purpose of producing an agricultural commodity as defined by Title 40 Code of Federal Regulations, section 171.2(5) on property owned, leased, or rented by him/her or his/her employer; or

(b) a householder who uses or supervises the use of a pesticide, outside the confines of a residential dwelling for the purpose of controlling ornamental, plant or turf pests on residential property owned, leased, or rented by that householder.

…

NOTE: Authority cited: Sections 11456, 11502, 12111, 12781, 12976, 12981, 13145, 14001, and 14005, Food and Agricultural Code.
Reference: Sections 11401.2, 11408, 11410, 11501, 11701, 11702(b), 11704, 11708(a), 12042(f), 12103, 12971, 12972, 12973, 12980, 12981, 13145, 13146, and 14006, Food and Agricultural Code.

Amend section 6400 by adding to subsection (e) in alphabetical order:

6400 Restricted Materials.

The Director designates the pesticides listed in this section as restricted materials.

(a) Any pesticide labeled as a "restricted use pesticide" pursuant to section 3 of the Federal Insecticide, Fungicide, and Rodenticide Act (Title 7, United States Code, section 136a).

(b) Any pesticide used under an "emergency exemption" issued pursuant to section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act (Title 7, United States Code, section 136p).
(c) Pesticides formulated as a dust, labeled to permit outdoor use, and packaged in containers of more than 25 pounds, except:
   (1) products containing only exempt materials specified in section 6402; and
   (2) products containing only carbaryl, disulfoton, endosulfan, lindane, strychnine, zinc phosphide or an active ingredient not otherwise included in this section, and labeled only for one or more of the following uses: home use, structural pest control, industrial use, institutional use, and use by public agency vector control districts pursuant to section 116180 of the Health and Safety Code.

(d) Pesticide products containing active ingredients listed in section 6800(a) (potential to pollute groundwater), when labeled for agricultural, outdoor institutional, or outdoor industrial use.

(e) Certain other pesticides:
   Acrolein, when labeled for use as an aquatic herbicide
   Aldicarb (Temik)
   Aluminum phosphide (Phostoxin)
   
   Brodifacoum
   Bromadiolone
   
   Difenacoum
   Difethialone
   
   NOTE: Authority Cited: Sections 14004.5 and 14005, Food and Agricultural Code.
   Reference: Sections 14004.5 and 14005, Food and Agricultural Code.

ARTICLE 5. USE REQUIREMENTS

Adopt section 6471 to read:

6471. **Brodifacoum, Bromadiolone, Difenacoum, and Difethialone**

   This section supplements the label restrictions on the use of brodifacoum, bromadiolone, difenacoum, and difethialone.
   
   (a) It is prohibited to place any above ground bait more than 50 feet from a man-made structure unless there is a feature associated with the site that is harboring or attracting the pests targeted on the label between the 50-foot limit and the placement limit specified on the label.

NOTE: Authority Cited: Sections 11456, 11502, 12781, 12976, 14005, and 14102, Food and Agricultural Code.
Reference: Sections 11501, 14006, and 14102, Food and Agricultural Code.