

# Financial Responsibility Law

The 1997 North Dakota State Legislature enacted a financial responsibility law for *Commercial Pesticide Applicators in All Categories*.

Waivers and exemptions are allowed under this law. You may qualify for an exemption. Descriptions and a waiver form is on the back of this page.

Under the law, you are required to demonstrate proof of financial responsibility *on an Annual Basis* of at least \$100,000. This proof can be demonstrated as follows:

1. A *notarized letter* from an officer of a financial institution or a certified public accountant attesting to the existence of net assets of at least \$100,000, or
2. A *performance bond* of at least \$100,000, or
3. A *general liability insurance* policy of at least \$100,000.

One of the above three documents or a waiver form must be filed with the North Dakota State University Extension Pesticide Program **before April 1** on an annual basis. Failure to do so will result in a suspension of your certification by the North Dakota Department of Agriculture.

If you are an employee or agent of a business or individual, as a commercial applicator, you do not need proof of financial responsibility **as long as the person you are working for does**.

If you are an employer providing general liability insurance for your employee(s), you must include the names of all employees on the insurance form that is submitted.

If you are a certified commercial applicator that is not actively engaged in applying pesticides for monetary payment, you may have your license converted to private applicator status upon a written request to the NDSU Extension Pesticide Program and to your local NDSU Extension Service County Office. Private Pesticide Applicators are not covered under this law.

NDSU Extension Pesticide Program  
PO Box 5051 NDSU  
166 Loftsgard, Albrecht Blvd  
Fargo ND 58105-5051

Phone: 701/231-7180  
Fax: 701/231-8474  
Email: [pesticid@ndsuent.nodak.edu](mailto:pesticid@ndsuent.nodak.edu)  
Web: <http://ndsupesticide.org>

