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Henry Jennings
Maine Board of Pesticides Control
28 State House Station
Augusta, Maine 04333-0028

Dear Henry Jennings:

This letter is in regards to the change in policy regarding licensing and tick control. It has been Modern's understanding that tick control has always been covered by 7a. Although the description fits, I personally made a call to the BOPC a couple of years ago, around 2004, and received confirmation that we were covered under 7a. I believe I spoke with Bob Batteese, but did not get it in writing.

I believe there are several good arguments for keeping tick control under 7a.

- 1) 7a states "This subcategory includes commercial applicators using or supervising the use of pesticides in, on or around human dwellings". Ticks and application sites are also on the majority of the labels of the materials we use under 7a.
- 2) It also stated until a very recent update, "including but not limited to ticks birds and mammals". This is a rule change and a policy change.
- 3) 7a training materials and exams cover tick species, diseases, behavior and controls etc. 7e training materials have recently been updated, I believe in 2005, to include ticks though the test still does not cover them.
- 4) Also consider structural pest management companies are routinely called upon to control pests that fall into the 7e group. Mosquitoes may be the only exception. A suggestion for the future may be to make the 7e subcategory materials/exam a supplement to the 7a materials/exam, a practice in many states, rather than making it a separate category.
- 5) We have verbal confirmation from MA and NH that tick control is allowing Structural Applicators control ticks.
- 6) Since this is clearly a policy change sometime during 2003 – 2007 and if 7e remains the only category to cover ticks; may our folks then be grandfathered as has been the practice before when categories have been separated?

Thank you for taking our comments under consideration and please let us know how you would like to proceed.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard E. Stevenson Jr.", written over a white background.

Richard E. Stevenson Jr, B.C.E.
Chief Technical Officer/ Modern Pest Services