

Amend **HB 2458** by striking page 47, line 17, through page 48, line 9, and substituting the following:

Sec. 1951.605. STOP USE ORDER. (a) If the department has reason to believe that a person licensed under this chapter is using or is in possession of a pesticide that is in violation of Chapter 76, Agriculture Code, the department may issue and enforce a written or printed order to stop the use of the pesticide. The department shall present the order to the owner or custodian of the pesticide. The person who receives the order may not use the pesticide until the department determines that the pesticide:

(1) is in compliance with this chapter; or

(2) does not present a hazard to the public health, safety, or welfare.

(b) This section does not limit the right of the department or commissioner to proceed as authorized by another section of this chapter, including in the assessment of an administrative penalty under this chapter.

(c) A person may appeal an order issued under this section in the manner provided by Subchapters K and L.