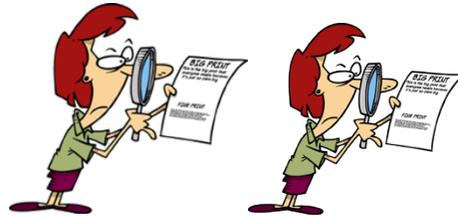


*Highlights of California Department of Pesticide Regulation Proposed Regulations Re
Pesticide Use Near Schoolsites/Child-daycare facilities*

The entire proposed regulation can be found at www.cdpr.ca.gov/docs/legbills/rulepkgs.htm



The goal of this regulation is to provide additional protection to school children by providing minimum statewide standards for agricultural pesticide applications near schools and child day care facilities*. The regulation will also increase communication between growers and schools/ child day care facilities and provide information to those entities about the agricultural pesticides used in the fields around them.

The proposed regulation would:

1/ Ban growers from making certain pesticide applications near schools /child day care facilities Monday through Friday between 6am and 6pm within a ¼ mile of a school/ child day care. This means that during this time frame and for the allotted distance:

-  No pesticides can be applied by aircraft. This includes planes, helicopters, and all aerial means of application.
-  No pesticides by sprinkler (chemigation) or by airblast sprayer.
-  Most dust and/or powder pesticide applications will be prohibited.
-  No fumigants (gaseous pesticides) applicants will be allowed.

2/ Some pesticide applications will be allowed Monday through Friday between 6am and 6pm within a ¼ mile of a school/ child day care facility. However, a grower will be

required to notify a school/ child day care facility and County Agricultural Commissioners (CACs) in advance of when the application is expected to be made. There will be two types of notification:



i) An [annual notification](#) (which lists all the pesticides expected to be used during the upcoming year. This must be provided to the school principal child day care facility administrator by April 30 each year** . This notice must include among other things:

- Names of pesticide products (and the main active ingredient) expected to be used
- A map showing the location of the field to be treated
- Contact information for the grower/operator and the CAC
- Web address for the National Pesticide Information Center, which provides sources of information or additional facts on pesticides.



(ii) An [application-specific notification](#) (which must be provided to the school/ child day care facility at least 48 hours before each application is made. This notice must include among other things

- Name of the pesticide products (and the main active ingredient) to be applied;
- Specific location of the application and the number of acres to be treated;
- Earliest date and time of the application.

Notification will **not** be required if:

- School classes are not scheduled or the school child day-care facility is closed during the entire day of the application
- The application is made within an enclosed space, such as a greenhouse (except when applying fumigants) or a bait station;
- The application is made using a backpack sprayer or hand pump sprayer
- The pesticide is applied as a granule, flake, pellet or bait station
- The pesticide is applied as a dust or powder using field soil injection equipment.

California has varying microclimates and schools have various extracurricular school activities. Therefore, the regulation will allow the individual school/child day care facility, the grower and the CAC to develop an alternative written agreement, to which all three parties must consent, that provides equal or more protection as the regulation. This agreement will be enforced by the CAC.

*. Schoolsite means any facility used as a child day care facility, (as defined in Section 1596.750 of the Health and Safety Code), kindergarten, elementary, or secondary school. It includes the buildings or

structures, playgrounds, athletic fields, vehicles, or any other area of property visited or used by pupils. "Schoolsite" does not include any postsecondary educational facility attended by secondary pupils or private kindergarten, elementary, or secondary school facilities.

** . DPR intends this regulation to take effect in Sept 2017. Thus, growers must provide the annual notification to the school principal/child day care facility administrator by October 1, 2017 for applications in the first 6 months of 2018. Thereafter the annual notification must be provided annually by April 30th for the upcoming year from July to through June.