

MONTEREY COUNTY



AGRICULTURAL COMMISSIONER

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RICHARD W. NUTTER
AGRICULTURAL COMMISSIONER

NOTICE OF ADOPTION OF REGULATION
by the Monterey County Agricultural Commissioner
Pertaining to Field Worker Safety

Notice is hereby given that the Agricultural Commissioner of Monterey County, California pursuant to Sections 11503 of the Food and Agricultural Code, has adopted and filed a regulation governing the conduct of agricultural pest control operations under local conditions.

These regulations would amend rules and regulations heretofore adopted by requiring posting of areas treated with a pesticide for which a safety interval of 24 hours or longer has been established pursuant to Title 3, Section 2479(c) of the California Administrative Code.

Title 3, California Administrative Code Section 2479 currently requires posting of all treated areas for which a safety interval of more than 7 days has been established. The Agricultural Commissioner of Monterey County has determined that these requirements are insufficient under local conditions to adequately protect the health and safety of workers entering pesticide-treated fields. The commissioner has also determined that the adoption of additional posting requirements is necessary to prevent hazards to field workers.

OCT 1, 1981
Date

Richard W. Nutter
Richard W. Nutter
Agricultural Commissioner

(Over)

1. No person shall apply any pesticide for which there is an established safety interval of 24 hours or longer to any growing crop (excluding non-crop area, and dormant crops) unless the area to be treated has been posted in accord with the following requirements:

- a. Warning signs shall be posted at each corner of the treated area and the normal points of entry.
- b. Warning signs shall be of such durability and construction that they will remain clearly legible for the duration of the safety interval, shall have red printing on white background, shall be of such size that the word "DANGER" and one skull and crossbone symbol are clearly visible at a distance of 25 feet, and shall read, in the English and Spanish languages, substantially as follows:

D A N G E R

P E L I G R O

Place skull and
crossbone symbol
here

DO NOT ENTER

NO ENTRE

2. Warning signs shall not be posted unless a pesticide application is scheduled within the next 24 hours, and must be posted no later than the time the application is started.
3. No person shall remove warning signs during the safety interval.
- *4. Warning signs shall be removed by the farm operator, or his agent, not sooner than the expiration of the safety interval, and no later than 24 hours after that time.
- *5. No person, directly or through any agent, shall direct any other person to enter a field where warning signs are posted to engage in activities requiring substantial and prolonged body contact with the treated area except as provided in Title 3 California Administrative Code Section 2479(c)(2)(B). Irrigators and other persons involved in cultural practices not requiring substantial or prolonged contact with treated areas may enter during the safety interval if wearing protective clothing.
6. This regulation does not apply to the application of those pesticides governed by Title 3 California Administrative Code Section 2480(b).
7. Every person who violates any provision of this regulation is subject to the civil and criminal penalties set forth in Food and Agricultural Code Sections 11891 through 11894.
8. The requirements of this regulation are effective 12:01 a.m. October 6, 1981 and shall remain in effect until rescinded.

* Changed from original Emergency Regulation.