

# Regulatory Updates

Santa Barbara County  
Agricultural Commissioner's  
Office



# On the Horizon

- Updated Eyewash Requirements and Decontamination Sites
- Neonicotinoid Use
- Citrus/Bee Protection Areas
- Carbon Monoxide Devices Regulations
- Designating AITC as a CA RM
- Spray Adjuvant Naming Conventions
- 24 hour NOI for public



Additional Resources

## Regulations

[Existing California Code of Regulations](#)

[DPR Regulatory Actions](#)

### Additional Rulemaking Information

- [DPR 2020 Rulemaking Calendar, PDF](#)
- [The Rulemaking Process](#)
- [How to Submit Comments on Proposed Regulations](#)

# Updated Eyewash Requirements and Decontamination Sites

- Expected in Fall/Winter 2021
- Eyewash station must meet the American National Standards Institute (ANSI) Z358.1 standard
- Expand requirement for eyewash stations to be available for all employees handling pesticides, not just those using pesticides for commercial or research production of an agricultural plant commodity
- Immediate access to eyewash station when mixing/loading pesticides with the following triggers:
  - Product labeling requires protective eyewear
  - Mixing/loading using a closed system
  - Product bears the term “corrosive”

# Updated Eyewash Requirements and Decontamination Sites

- Require decontamination sites for all employees handling pesticides
- Make “other” use requirements the same as production agriculture requirements (right of way applications)
- Eliminate signal word restriction to include pesticides with the signal word CAUTION and those without a signal word

# Neonicotinoid Use

- DPR is currently drafting a regulation proposal
- Many different pesticides may be affecting bees but neonicotinoids are the current focus
- Class of nitroguanidine-substituted neonicotinoid pesticides: ○
  - Clothianidin
  - Dinotefuran
  - Imidacloprid
  - Thiamethoxam
- Proposed application restrictions by crop groups

# Neonicotinoid Use

- Berries are in the “Crops that are moderately attractive to bees” group
- (a) Applications are prohibited during bloom when used on a crop subject to the regulations.
- (b) The application of more than one of the four active ingredients to a crop subject to the provisions of this article within the same growing season is prohibited.
- (c) The use of more than one application type (soil or foliar) on a crop subject to provisions of this article within the same growing season is prohibited, except as specified in pome fruits and stone fruits crop groups.

# Citrus/Bee Protection Areas

- Existing regulations are outdated and unclear with limited options for modern communication (notification to beekeepers)
- Proposed regulations will align the regs with federal label language and FAC requirements
- Eliminate unclear and duplicate regulations
- New Bee Where software program to streamline the notification process
- Public comment closed June 2



# Carbon Monoxide Devices Regulations

- Proposed noticing of regulations in 2021
- Because this is a device and not a pesticide, many existing pesticide regulations do not apply
- The proposed regulations are intended to ensure that carbon monoxide devices are used in a safe and effective manner
- The proposed regulations that will add requirements for employers and prohibitions around sensitive areas

# Designating AITC as a CA RM

- DPR is in the process of registering AITC (Allyl isothiocyanate) as a new active ingredient
- AITC will be a California State Restricted Material upon registration
- Anticipated in Summer/Fall 2021

# Spray Adjuvant Naming Conventions

- DPR is proposing regulations that will establish requirements for spray adjuvant labeling regarding the identification of principal functioning agents
- Anticipated Fall 2021

## 24 Hour NOI for Public

- DPR is beginning to work on a public notification system where 24 hr NOIs will be posted for the public
- Several CACs have received Public Records Requests
- DPR exploring tech and also meeting with stakeholders
- The process is anticipated to take 3 years
- CAC submitted contact info for local growers to hopefully help DPR

# Complaints

- The CAC received multiple complaints during the last year regarding bird cannons, wind machines and odor caused by organic pesticides and fertilizers
- CAC works with the individual grower to help them come up with possible solutions to mitigate the individual situations
- Right to Farm typically protects grower to use typical business practices. Odor complaints often turn into investigations when the odor involved is due to a pesticide

# Appointments

- We are OPEN!
- Staff are asking that you make an appointment for your pesticide permit or to submit your fumigation worksite plan
- This will help ensure that you get prompt service and that the staff can allocate enough time to your specific need
- Please get fumigation plans in early! Staff needs to have ample time to review the plans before approving NOIs

# Questions???

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## Poll Question

- You can find upcoming proposed pesticide regulatory changes on the DPR website: [www.cdpr.ca.gov](http://www.cdpr.ca.gov)

True/False