AR-3514.1 (a)

PESTICIDE APPLICATION

Annual Registration for Notice of Pesticide Application

The Principal/Site Administrator shall provide written notice to parents/guardians at the beginning of each school year, or upon a student's enrollment, that pesticides may be used in or around the school. The notice shall explain how a parent may register to receive notification at least 24 hours prior to a pesticide treatment.

Notice

At least 24 hours prior to application of a pesticide, parents/guardians who have registered, as specified above, shall be provided individual notice delivered by phone, face-to-face oral communication, electronic mail, or U.S. mail. The notice must contain the following information:

1. a description of the area where the pesticide will be applied;

2. the date and approximate time of application; if the application will be outdoors, the notification must include three dates in chronological order in case the preceding date is canceled due to weather;

3. the common or brand name of each pesticide to be used;

4. the targeted pests to be controlled by the pesticide;

5. each active ingredient in the pesticide;

6. the EPA registration number;

7. the telephone contact number, if any, on the label of the pesticide for additional information about each pesticide; and

8. a contact name and telephone number at the school

PESTICIDE APPLICATION (continued)

Posting

Immediately before starting the application of a pesticide, the certified applicator shall post and 8-1/2 x 11-inch sign in the area of the school where the pesticide is to be applied. The Principal/Site Administrator shall ensure the sign remains posted and students and non-maintenance staff are kept out of the treated area until the reentry interval on the label, if any, has expired; or, if the label does not specify a reentry interval, for at least 24 hours. The sign must be in the form specified by the Department of Environmental Conservation.

If pesticides are used outside the school term and the school is open to or accessible by the public, the notification required under this section must be prominently posted in a conspicuous location on the school premises at least 24 hours before the pesticide treatment is scheduled to begin.

Emergency Application

The Principal/Site Administrator may authorize an immediate pesticide treatment without prior notification to registered parents if the administrator determines an emergency exists. An emergency includes an immediate and unanticipated threat to the health and safety of the individuals at the school. An emergency does not exempt the school from the posting requirements.

Applications Not Requiring Notice or Posting

The following pesticide applications are not subject to the notification of posting requirements of this regulation:

1. applications of antimicrobial pesticides

2. an application where the school remains unoccupied for a continuous 72-hour period following the application of the pesticide;

3. applications of rodenticides in tamper resistant bait stations or in areas inaccessible to students;

4. applications of silica gels and other ready-to-use pastes, foams, or gels that will be used in areas inaccessible to students.

PESTICIDE APPLICATION (continued)

Required Record Keeping

The Principal/Site Administrator shall keep records of pesticide applications subject to the notification and posting requirements of this regulation. Records must include:

1. a copy of each notice issued, or, if no notice is issued for an emergency application, all the information required in a notice had one been issued;

2. the date of application

3. the name and employer of the individual who applied the pesticide, including the individual's certification number;

4. the rate of application;

5. the concentration of the pesticide applied; and

6. the total amount of pesticide used.

Records of pesticide applications must be made available to the Department of Environmental Conservation and to the public for review.

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