

2015 HEALTHY SCHOOL ACT CHANGES FOR SCHOOLS AND CHILD CARE CENTERS

The Healthy Schools Act of 2000 (Assembly Bill 2260) put into place right-to-know requirements such as notification, posting, and recordkeeping for pesticides used at public schools and public child day care facilities. The legislation also put into law the Department of Pesticide Regulation's (DPR) existing School IPM Program and requirements for reporting pesticide use. The Healthy Schools Act was amended in 2005 to prohibit the use of certain pesticides at schools and public child day care facilities that have conditional, experimental use, or interim registrations or have been canceled, suspended, or phased out.

On September 29, 2014, Governor Brown signed into law Senate Bill 1405. This bill makes amendments to the Healthy Schools Act (HSA) which went into effect on January 1, 2015. Under the new law, school sites (licensed child care centers and public K-12 schools) must develop an Integrated Pest Management Plan or use the integrated pest management (IPM) plan template provided by the Department of Pesticide Regulation (DPR) to develop an IPM plan for their school site or school district. This IPM plan must be posted on the district's or school site's Web site and/or sent out to all parents, guardians, and staff with the annual pesticide notice.

Below is a summary of the healthy schools act requirements and the changes for 2015.

Identify School Designee

- choose a person (at the center, school, or district level) to make sure the requirements of the Healthy Schools Act (HSA) are met
- also known as the Integrated Pest Management (IPM) Coordinator

Develop an IPM Plan

**New
as of 1-1-15**

- create an IPM plan using the template for an IPM plan provided by the Department of Pesticide Regulation (DPR); or get your IPM plan approved by DPR
- post the IPM plan on the center, school, or district Web site; if you do not have a Web site send the IPM plan to all parents, guardians, and staff with the annual written IPM plan notification
- the IPM plan must be available to view in the center or school office
- the Web site for the IPM plan must be included in the annual written notification
- the template for an IPM plan will be available on the DPR School IPM Web site by January 2015

Provide Annual Written Notification

- send all parents, guardians, and staff a written notification of pesticide products expected to be applied at schools and child care centers (school sites) during the year
- provide product name, active ingredient, Web site for the IPM plan, and the DPR School IPM Web site
- the notification must also inform parents, guardians, and staff that the IPM plan is available to view in the center or school office
- if you hire a pest control business, include any pesticides they may use
- if a product not included in the annual notification is used, give written notification to all parents, guardians, and staff at least 72 hours before application

Establish Individual Notification Registry

- allow all parents, guardians, and staff the opportunity to register to be notified before each pesticide application
- notify everyone on the registry about individual pesticide applications at least 72 hours before each application
- provide product name, active ingredient, and intended date of application

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Post Warning Signs

- post warning signs at each area where pesticides will be applied so that they are visible to anyone entering the area
- post signs at least 24 hours before and leave up at least 72 hours after an application
- signs must read "*Warning-Pesticide Treated Area*" and include product name, manufacturer's name, U.S. EPA registration number, scheduled date and areas of application, and reason for application

Keep Records

- keep records of all pesticide applications for four years at each school site
- records must include product name, manufacturer's name, U.S. EPA registration records number, date and areas of application, reason for application, and amount used
- make records available to the public when requested

Send Pesticide Use Reports to DPR

New as of
1-1-15

- send pesticide use reports for pesticide applications made by school site employees to DPR annually or more frequently
- submit reports no later than January 30 for the previous year (for example, submit pesticide use your 2015 reports no later than January 30, 2016)
- use the DPR form HSA-118 (Pesticide Use Reporting For School And Child Care DPR Employees) which will be available on the DPR School IPM Web site in January 2015
- DO NOT submit pesticide use reports for pesticides applied by contractors; they will submit their reports to DPR

Don't Use Prohibited Pesticides

- pesticides with inactive registrations or that are on the *List of Pesticide Products Prohibited from Use in Schools and Child Care Facilities* cannot be used on school sites
- this list is posted on the DPR School IPM Web site
- always check this list prior to using a new pesticide product check the DPR product database at www.cdpr.ca.gov/docs/label/labelque.htm before using old products to verify that the registration is still active

Complete IPM Training

New as of
1-1-15

- take a DPR-approved training course before applying pesticides, and renew annually
- the list of DPR-approved courses meeting this requirement will be available on the DPR School IPM Web site in spring 2016
- this training is required for the IPM coordinator and anyone who will apply pesticides training (including disinfectants) at the school site
- the training must focus on school site IPM and the safe use of pesticides in relation to the unique nature of school sites and children's health, and is in addition to the required annual pesticide safety training

The HSA exempts certain types of reduced-risk pesticides from the IPM plan, notification, posting, recordkeeping, and reporting requirements. These reduced-risk pesticides include self-contained baits or traps, gels or pastes used for crack-and-crevice treatments, antimicrobials, and pesticides exempt from registration under the Federal Insecticide, Fungicide, and Rodenticide Act (Education Code Section 17610.5). To determine whether a product is exempt, or not, read the label carefully, and consult DPR's Exempt Pesticides Worksheet on the DPR School IPM Web site. For more information visit the DPR website at <http://apps.cdpr.ca.gov/schoolipm/>.