



## **DEP Reminds Pesticide Applicators to Follow Current “Turf and Ornamental Notification Signage” Requirements**

### **Who is affected by this advisory?**

All commercial pesticide applicators and businesses who apply pesticides to control turf or ornamental pests.

### **Why is DEP issuing this advisory?**

The Department is aware that there is misinformation circulating among the commercial turf and ornamental pesticide applicators regarding DEP’s current requirements for turf and ornamental signage. This misinformation stems from the passage of bill S-755 by the New Jersey State Senate on November 18, 2013. This bill would have required every commercial pesticide applicator to use uniform silver flags to mark areas on which pesticides have been applied. The flags used would be silver in color, uniform in size and type and provide information in English and Spanish. However, this bill did not become law during the 2012-2013 session of the Legislature. Although the legislation has been re-introduced in the 2014-2015 session of the Legislature as A-1769, no action has been taken on the bill as of March 27, 2014. In the event the bill is passed by the Legislature and becomes law, the DEP Pesticide Control Program will adopt any new requirements into regulations and inform the regulated community.

### **What is DEP doing?**

The Department is issuing this Advisory to inform you that the regulations regarding turf and ornamental signage have NOT changed as of March 2014. If A-1769 becomes law, the DEP Pesticide Control Program will adopt these new requirements into regulations. Effective dates for any new requirements will be established that allow time for compliance.

### **What should I do?**

Continue to follow the current New Jersey Pesticide Control Program regulations for turf and ornamental notification signage, which includes the following requirements:

- The signs must be white in color and bear the words, “Pesticide Treated Area” in letters at least one-half inch high;
- All of the information required must be printed in a dark color, which sufficiently contrasts with the white background of the signs;
- There is **NO** uniform size and type requirement for the flag; and
- There is **NO** requirement for the information to be in English and Spanish.

# COMPLIANCE ADVISORY

## **Who should I contact with questions?**

For general or regulatory questions please contact the DEP Pesticide Control Program's Bureau of Pesticide Compliance at (609) 984-6568.

## **Where can I get more information?**

For all of the turf and ornamental flag posting requirements see N.J.A.C. 7:30-9.13 at <http://pcpnj.org/pcp-regs.htm>.

The text and status of the pending legislation can be viewed on the New Jersey Legislature web site at: <http://www.njleg.state.nj.us/Default.asp>.

## **For more information about our Compliance Advisory program or to comment on this advisory:**

NJDEP Compliance Advisories are an electronic notification service of the NJDEP Compliance & Enforcement Program providing information to subscribers notifying them of upcoming important developments involving NJDEP's Compliance & Enforcement Program and their customers including changes in regulations, training opportunities, compliance assistance information and more. We generally issue 15-20 compliance advisories annually.

Compliance Advisory Homepage: <http://www.nj.gov/dep/enforcement/advisories.html>

Advisory Comments may be directed to: <http://www.nj.gov/dep/enforcement/survey.html>

Please note this advisory is intended to be a summary explanation of a department initiative. It does not include all potentially applicable requirements. If you have any questions related to compliance with this initiative, please contact the Enforcement number listed above.