



Update on:

# Activity-Based Reentry

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# What is Activity-Based Reentry?

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- Setting multiple reentry restrictions for a single crop based on the hand labor task performed.
- Two ways to implement
  - Multiple REI
  - REI with exception or prohibition



# Multiple REI

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- More than one REI for the same crop depending on task being performed.

Example:

REI for harvesting & pruning is 14 days

REI for hoeing is 2 days



# REI with Exception/Prohibition

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- Single REI for a crop while allowing certain hand labor task be performed during the REI expires.

Example:

REI: 14 days. Exception: workers may enter treated area 48 hours after application to hoe.



# Comparison of Approaches

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- Both achieve same risk-management outcome.
- Multiple REI creates inconsistency with WPS posting requirements.
- Both require good communications



# Independent of WPS Exceptions & Exemptions

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- No Contact *(170.112(b))*
- Short-term *(170.112(c))*
- Agricultural Emergencies *(170.112(d))*
- Irrigation *(170.112(e))*
- Rose *(170.112(e))*
- Limited Contact *(170.112(e))*
- Certified Crop Advisors *(170.204(b))*



# Concerns with Either Approach

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- Compromise Effectiveness of WPS training
- Complex Labels Reduce Compliance
- Difficult to Enforce



# Advantages of Approach

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- Afford flexibility and helps maintain critical use
- Reflects understanding of risks
- Provides additional risk-management tool.



# Current Guidance

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- Developed in response to establishment of use of multiple REI
- Developed in consultation with:
  - States
  - EPA Field & HQ Enforcement staff
  - OPP risk-manager
  - OPP's Worker Protection staff



## Guidance (cont.)

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- Set single REI on longest duration with exception/prohibition
- Use sparingly based on agronomic need
- Ask for documentation of need to consider exception



# Stakeholder Involvement

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- Three stakeholder meetings
- Multiple meetings with states
- Arranged meeting with ARTF & States
- Individual Discussions with Worker and Grower Groups



# Stakeholder Perspective

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- States/EPA Enforcement
- Registrants
- Worker groups
- Grower groups



# Stakeholder Suggestions

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- More routine use of exceptions/prohibitions
- Remove “Unforeseen” language from low contact and irrigation exceptions
- Make products with exceptions double notification chemicals
- Expand Posting information
- Incorporate WPS exemptions on labels



# Current Plan

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- Continue case-by-case approach
- Internally consider stakeholder and co-regulators input



# Guiding Principles for Any Changes in Current Approach

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- Provide equal or better worker protection
- Maintain enforceability
- Manageable for growers
- Understandable to all stakeholders
- Opportunity for public input



# List of Handouts

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- Guidance
- Benefits Information
- Examples of Actual Labels
- SFIREG Position Paper
- ARTF Proposal
- FWJ Letter
- Summary of WPS Exceptions & Exemptions