

TEXT OF FINAL REGULATIONS

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Current wording is indicated by regular type.

Deletions are indicated by ~~strikeout~~.

Additions are indicated by underline.

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TITLE 3. CALIFORNIA CODE OF REGULATIONS  
DIVISION 6. PESTICIDES AND PEST CONTROL OPERATIONS  
CHAPTER 3. PEST CONTROL OPERATIONS  
SUBCHAPTER 3. PESTICIDE WORKER SAFETY  
ARTICLE 2. GENERAL SAFETY REQUIREMENTS

Amend section 6738.1 to read:

**6738.1 Personal Protective Equipment Use.**

Personal protective equipment may be required by pesticide product labeling, regulations, or restricted material permit conditions. Except as provided in section 6738.4, the employer shall assure that:

(a) Employees wear protective eyewear as specified in section 6738.2 when employees are mixing, loading, or applying pesticides by hand or ground rig, and when exposed to application, mixing, or loading equipment (such as but not limited to hoppers, tanks, or lines) that contains or is contaminated with pesticide.

(b) Employees wear chemical-resistant gloves as specified in section 6738.3 when employees are mixing, loading, or applying pesticides by hand or ground rig, or when exposed to application equipment (such as but not limited to aircraft, hoppers, tanks, or lines) that contains or is contaminated with pesticide.

(c) Employees wear chemical-resistant footwear when required. Unless specified on the pesticide product labeling, chemical-resistant shoes, chemical-resistant boots, or chemical-resistant coverings worn over shoes or boots meet this requirement.

(d) Employees wear a chemical-resistant hood or a wide-brim chemical-resistant hat when chemical-resistant headgear is required.

(e) Employees wear coveralls whenever they handle pesticides with the signal word "DANGER" or "WARNING" except when using fumigants unless the pesticide product labeling expressly requires the use of coveralls.

(f) Employees wear a chemical-resistant apron when required. The apron must cover the front of the body from mid-chest to the knees.

(g) Employees wear a chemical-resistant suit that covers the torso, ~~head~~, arms, and legs when a full-body chemical-resistant suit is required.

~~(1) If the ambient temperature exceeds 80°F during daylight hours or 85°F during nighttime hours (sunset to sunrise), employees required to wear a chemical-resistant suit must not handle the pesticide(s) unless the pesticide is handled pursuant to subsections 6738.4(c) or (e); or employees use cooled chemical-resistant suits, or engineering controls, to reduce temperatures to an effective working environment of 80°F during daylight hours or 85°F during nighttime hours (sunset to sunrise).~~

NOTE: Authority cited: Sections 11456 and 12981, Food and Agricultural Code. Reference: Sections 12980 and 12981, Food and Agricultural Code.