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CONDITIONS COVERING USE OF MATERIALS TOXIC TO BEES

No pesticide toxic to bees (specified as those that include the words "toxic to bees" on the labeling of the pesticide) shall be applied to sites containing or in close proximity to a blossoming plant* in which bees are active** except under the following conditions:

No pesticide toxic to bees shall be applied if apiaries (beehives) are within the area to be treated or there is a possibility of drift.

The person performing pest control shall inquire with the Agricultural Commissioner's office if any beekeepers have submitted a written request for a notice of pesticide applications within 1 mile of apiary locations.

If informed by the Agricultural Commissioner's office of apiary locations within 1 mile of the intended site of pesticide application, the person intending to perform the pest control shall notify apiary beekeeper(s) of the time and place the application is to be made, the crop and acreage to be treated, the method of application, the identity and dosage rate of the pesticide(s) to be applied, and contact information of the person performing the pest control.

The person intending to perform the pest control shall provide the beekeeper(s) enough advance notice of the application to allow the beekeeper(s) 48 hours to cover or move the apiaries. This time can be increased or decreased by agreement between the person performing the pest control and the beekeeper.

If the beekeeper does not choose to cover or move the apiary, the applicator may proceed with the application. The applicator may require a written agreement from the beekeeper documenting that the beekeeper was notified about the application.

* Blossoming plants include crops, cover crops, and uncultivated plants (yellow star thistle, mustard, etc.) that are blooming within or in close proximity to the area to be treated.

** Bees are considered to be inactive from one hour after sunset to two hours before sunrise or when the temperature is below 55 degrees Fahrenheit. The sunset and sunrise times will be those indicated in the local newspaper or a qualified referenceable web-based electronic resource, such as <https://sunrise-sunset.org> or <https://www.timeanddate.com>.