




Florida Department of Agriculture and Consumer Services
CHARLES H. BRONSON, Commissioner
The Capitol • Tallahassee, FL 32399-0800
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MEMORANDUM 822

DATE: January 22, 2008

TO: All Pest Control Licensees, Certified Pest Control Operators, and Special Identification Cardholders performing fumigation

FROM: Michael J. Page, Chief 
Bureau of Entomology and Pest Control

SUBJECT: New Federal DOT Requirements for Florida Fumigators

Please Respond to:
Bureau of Entomology and Pest Control
1203 Governors Square Blvd, Suite 300
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(850) 921-4177 (850) 410-0724 fax

There have been several new requirements in Federal law affecting Florida fumigators and federal DOT inspectors have been inspecting fumigation companies for compliance.

Fumigators will be required to provide proof of minimum liability (insurance) for transport of these materials. The only acceptable proof is the MCS 90 insurance form (generated by your insurance company) kept at the office and copy with the vehicle.

A security plan is required and outlines three important concerns – What security measures your employee is to take while in route to the next job; who you hire as an employee (background checks are mandatory); and the security associated with where do you keep/store the chemicals. A security plan MUST BE SPECIFIC to your structure/facility and based on the individual risk assessment you created.

Documentation of a HazMat training program that trains employees in the hazards of the materials, provides function specific training (warehouse, driver/handler issues), and training on the security plan. Some OSHA required training can be substituted if the subject matter overlaps HazMat training. If your personnel cannot answer questions about their role in your security plans, or they cannot explain the HazMat risks and how to properly handle these materials associated with their position or other DOT requirements, then you have not provided proper training.

Lastly, Shipping Paper Requirements, which primarily concerns quantities (inventory) of what is being transported and identification of the materials for emergency response and environmental remediation.

Penalties for non-compliance start at \$2,000 and up. Some of these requirements, such as shipping papers, vehicular markings, etc. have already been implemented by the Florida Department of Transportation and most companies are probably compliant. However, Homeland Security regulations have required the security plan, training and monitoring of HazMat shipments via INTRASTATE and interstate conveyance.

The Bureau has a compliance synopsis available upon request. Also, you can contact your trade association, chemical distributor, or product steward for more information.



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