

**From:** [Meghann Finn](#)  
**To:** [CDPR dpr22005](#)  
**Subject:** Monterey Bay residents need protection from cancer-causing 1,3-D  
**Date:** Monday, January 9, 2023 3:15:11 PM

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EXTERNAL:

Dear Department of Pesticide Regulation,

The lives of people in my community are not worth 14 times less than those in non-ag communities.

As a public school teacher in PVUSD for 12 years, this is environmental racism and shows a lack of regard for the children and teachers of Monterey Bay.

I call on you to redesign your rule for cancer-causing 1,3-dichloropropene (1,3-D) to follow the official Prop 65 safe harbor level established by the California Office of Environmental Health Hazard Assessment (OEHHA) of 3.7 micrograms per day, as opposed to your current 50 micrograms per day for which the manufacturer Dow Chemical advocated.

DPR's draft rule is designed to keep 1,3-D air concentrations below an average of 0.56 parts per billion (ppb); however, the OEHHA safe harbor level for cancer, which converts to 0.04ppb, is 14 times lower. All parts of the 1,3-D rule must target the level OEHHA toxicologists have determined is safe.

You can't have two sets of sciences: one for non-agricultural communities and a weaker one for majority Latino agricultural communities. That is environmental racism.

The proposed restrictions on how 1,3-D is applied will not be enough to protect the health of Californians, and doing away with the Township use cap – potentially allowing for historically high amounts – will only compound the problem. The current cap of 136,000 pounds per Township is far too high, as all the current pesticide air monitors have registered an annual average of at least 2.5 times the OEHHA safe harbor level. The Township cap must be strengthened, not eliminated.

Finally, it is an outrageous environmental injustice that DPR has not included worker bystanders in its 1,3-D rule proposal. Farmworkers who work in neighboring or nearby fumigated fields need protections in this rule and must be protected in its revision.

Sincerely,

Meghann Finn

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**Treat everyone with kindness, even those who are rude to you – not because they are nice, but because YOU are.**

~ Unknown