



# Compliance Advisory

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Compliance & Enforcement #2020-15 Issued: 10/5/2020

## Fogging/Misting Systems Using Disinfectants/Sanitizers as a COVID-19 Treatment - Not permissible for Human Exposure

### WHO IS AFFECTED BY THIS ADVISORY?

Anyone using Disinfection/Sanitizer Products (Pesticides) to treat or control COVID-19.

### WHY IS DEP ISSUING THIS ADVISORY?

To avoid any potential misuse of disinfection/sanitizer products by direct application to humans and clothing through the use of fogging/misting systems. Unless specifically approved by DEP or USEPA and set forth in the product's label, use of disinfection/sanitizer products in this manner poses a potential threat to human health via direct exposure and is contrary to law. Some disinfectant/sanitizer products are regulated as pesticides under the Pesticide Control Program (PCP) regulations, N.J.A.C. 7:30-1 et. seq.

### WHAT IS DEP DOING?

DEP's Bureau of Pesticide Compliance and Enforcement is providing this advisory to remind all users of disinfection/sanitizer products to strictly comply with directions for applicable uses of the product. Use of a disinfectant/sanitizer product for any other use and in any of manner of application not specifically identified on the label is prohibited under the PCP regulations.

DEP will continue to publish guidance, make enforcement staff available to provide compliance assistance, and respond to incidents that may pose a threat to public health, safety or the environment.

### WHAT SHOULD I DO?

Read label directions thoroughly before applying any disinfection/sanitizer product. Strictly comply with the directions and only apply the product to surfaces types listed on the product label and consistent with those directions. To determine if a disinfection/sanitizer product can be used for COVID-19, look at the product label to confirm it has an EPA registration number and that human coronavirus is listed as a target pathogen. Disinfectant products registered with EPA and contained on List N are for use on surfaces, not for use on humans.

### WHO SHOULD I CONTACT WITH QUESTIONS?

**Bureau of Pesticide Compliance and Enforcement, (609) 984-6568**

Robert Harkins, Supervisor, 609-273-3734

Bergen, Essex, Hudson, Hunterdon, Morris, Middlesex, Passaic, Somerset, Sussex, Union, and Warren Counties

Hollie Ezze, Supervisor, 609-802-9570

# Compliance Advisory

Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Mercer, Monmouth, Ocean, and Salem Counties

Nancy Santiago, Supervisor, 609-439-9525

Statewide Agriculture/Worker Protection Standards (WPS) & School Integrated Pesticide Management (IPM)

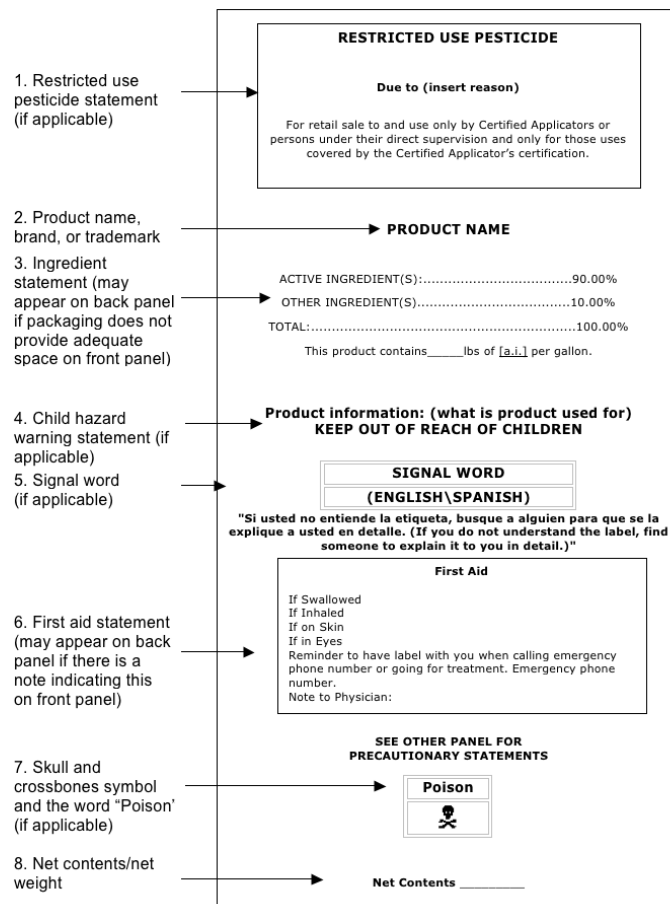
## WHERE CAN I GET MORE INFORMATION?

EPA maintains a listing of “Products with Emerging Viral Pathogens AND Human Coronavirus claims for use against SARS-CoV-2”, commonly known as (List N) that contains over 360 products that can be used based on surface type and use site: <https://www.epa.gov/pesticide-registration/list-n-disinfectants-use-against-sars-cov-2-covid-19>

Bureau of Pesticide Compliance website: <https://www.nj.gov/dep/enforcement/pcp/pcp-bpc.htm>

DEP’s COVID-19 ALERT Environmental Compliance and Enforcement During COVID-19 Public Health Emergency: <https://www.nj.gov/dep/enforcement/advisories/2020-08.pdf>

Generic Label Example: <https://www.epa.gov/pesticide-labels/label-review-training-module-2-parts-label-page-4>



Please note this advisory is intended to be a summary explanation of department requirements. It does not include all potentially applicable requirements. If you have any questions related to compliance, please contact an Enforcement number listed above.