



HEAT ILLNESS TRAINING SET FOR JUNE 16TH



Heat Illness: Prevention for Agriculture



CFFA is partnering with **Zenith Insurance** to host a virtual Heat Illness Prevention Training on Wednesday, June 16th. The training will be offered in English and Spanish.

Heat illness is a serious concern for employees working outside and in environments with high temperatures as harvest season gets underway. This training will provide managers, supervisors, and foremen with training on the best practices to prevent employee heat illness.

previously adopted on June 3rd. This latest turn of events means that employers will have to continue to operate, for the time being, under [the original ETS](#) to prevent the spread of COVID-19 in the workplace that was adopted in November 2020.

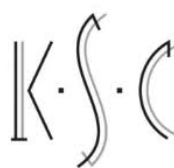
Earlier this spring, Cal/OSHA had chosen to take a look at the original ETS in light of the widespread availability of COVID-19 vaccinations; the November ETS was adopted prior to the vaccinations' availability and does not take the vaccines into account. However, after the new guidance for vaccinated individuals from the federal Centers for Disease Prevention and Control (CDC) on May 13th, as well as Governor Newsom's announcement that the state would follow the CDC guidance beginning June 15th, the revised ETS would have presented a contradictory message, especially with strict rules that would have been in place at worksites with less than a 100% vaccination rate compared to a general relaxation throughout society as a whole.

What This Means for Employers:

While the fast-paced, ever-changing, highly convoluted regulatory environment that is Cal/OSHA's ETS is extremely frustrating, the Board's decision should ultimately be welcome news for employers. The Board's decision will give Cal/OSHA a little more time to revise the ETS—which is to say repeal it altogether—to conform with the current guidance more closely from the CDC and the California Department of Public Health (CDPH). That said, Cal/OSHA is expected to present revisions to the Standards Board at a future meeting, which could be as early as the next regular meeting on June 17th. In the meantime, employers must continue to apply the ETS adopted in November 2020. If you have any questions about the ETS and its implications for your workforce, please contact the attorneys at **Barsamian & Moody** at (559) 248-2360.

The goal of this article is to provide employers with current labor and employment law information. The contents should neither be interpreted as, nor construed as legal advice or opinion. The reader should consult with Barsamian & Moody at (559) 248-2360 for individual responses to questions or concerns regarding any given situation.

CDPH GUIDANCE FOR FACE COVERINGS BEGINS ON JUNE 15TH



The California Department of Public Health (CDPH) released updated guidance for the use of face coverings effective June 15th. This guidance aligns with CDC recommendations and will supersede all prior face coverings guidance.

Masks are required for unvaccinated individuals in indoor public settings and businesses (examples: retail, restaurants, theaters, family entertainment centers, meetings, state and local government offices serving the public).

Guidance for Businesses, Venue Operators or Hosts

In settings where masks are required only for unvaccinated individuals, businesses, venue operators or hosts may choose to:

The webinar session will cover:

- Signs and symptoms of heat illness
- How to respond to heat illness symptoms
- Supervisor's role in addressing employee heat illness
- Implementing best practices for heat illness prevention

The English session will be held at 8:30 a.m. Visit (https://thezenith.webex.com/mw3300/mywebex/default.do?nomenu=true&siteurl=thezenith&service=6&rnd=0.20145703337893628&main_url=https%3A%2F%2Fthezenith.webex.com%2Fec3300%2Feventcenter%2Fevent%2FeventAction.do%3FtheAction%3Ddetail%26%26%26EMK%3D4832534b0000004ca284b798179e7c3b323ef31755355dd672cc267ee89715472f8e6e0858aa1ab%26siteurl%3Dthezenith%26confViewID%3D19521422944006331%26encryptTicket%3DSDJTSwAAAA SL925LXs MXd27lyum3Q4AngXJdZSukjXRbtvg3RiMww2%26) to register.

The Spanish session will be held at 1 p.m. Visit (https://thezenith.webex.com/mw3300/mywebex/default.do?nomenu=true&siteurl=thezenith&service=6&rnd=0.6444145304548301&main_url=https%3A%2F%2Fthezenith.webex.com%2Fec3300%2Feventcenter%2Fevent%2FeventAction.do%3FtheAction%3Ddetail%26%26%26EMK%3D4832534b000000427dcd9564d1c5b7a94afb4fde8aa7e0da8e5f7acde482059a1a7aae3ec5ab90%26siteurl%3Dthezenith%26confViewID%3D195220984303740232%26encryptTicket%3DSDJTSwAAAA ROeQ6cOjyuYTO17BSBUjBbqxCJq3mPdNYcVgELpDvIq2%26) to register.

To view the informational flyer, see attached. For questions, contact Jessica Neal at (559) 449-4836 or jneal@thezenith.com.

CAL/OSHA KEEPS COVID-19 WORKPLACE REGULATIONS IN PLACE

On June 9th, the Occupational Safety and Health Standards Board voted to withdraw the revised Emergency Technical Standards (ETS) that it had

- Provide information to all patrons, guests and attendees regarding vaccination requirements and allow vaccinated individuals to self-attest that they are in compliance prior to entry.
- Implement vaccine verification to determine whether individuals are required to wear a mask.
- Require all patrons to wear masks.

No person can be prevented from wearing a mask as a condition of participation in an activity or entry into a business.

Exemption to mask requirements

The following individuals are exempt from wearing masks at all times:

- Persons younger than two years old. Very young children must not wear a mask because of the risk of suffocation.
- Persons with a medical condition, mental health condition, or disability that prevents wearing a mask. This includes persons with a medical condition for whom wearing a mask could obstruct breathing or who are unconscious, incapacitated, or otherwise unable to remove a mask without assistance.
- Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.
- Persons for whom wearing a mask would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.

Please note workplaces will remain subject to the Cal/OSHA COVID-19 Emergency Temporary Standard (ETS) or the Cal/OSHA Aerosol Transmissible Diseases Standard, whichever is applicable.

Kahn, Soares & Conway, LLP provides the above for informational purposes only and it is not intended as legal advice.

2020/21 COMMON THREADS AWARDS SET FOR JUNE 23RD



The Fresno State Jordan College of Agricultural Sciences and Technology, Ag One Foundation and the California Ag Leadership Program will host the Common Threads Awards on Wednesday, June 23rd at 7 p.m. on ValleyPBS.

The program will honor Jeannine Campos Grech, Arlene Simas, Frances Squire and Debbie Wise for their contributions to the agricultural industry. For more information and to register, visit (<https://securelb.imodules.com/s/1692/GID2/blank.aspx?sid=1692&gid=2&pgid=1673&cid=3270>).

WILDFIRE SMOKE REGULATION OVERVIEW

With the chances of wildfire increasing as a critically dry California enters summer, it is important for employers to prepare to protect their outdoor employees from wildfire smoke. Under CalOSHA's Wildfire Smoke Regulations, employers are required to have N95 or equivalent masks on hand when the Air Quality Index (AQI) for PM2.5 exceeds 151. If the AQI exceeds 151, employees have the option of wearing an N95 respirator but are not required to do so. If the AQI rises to 500 or higher, employees must be provided N95 respirators.

In addition to providing masks and respirators, employers need to communicate the hazards of wildfire smoke to all employees in a readily

understandable form and train employees on protective measures that are available, such as increasing rest time and frequency, including the proper fitting of N95 masks. Employers shall allow employees to seek medical treatment if they show signs of injury or illness due to wildfire smoke exposure.

The state has notified CFFA that like 2020, the Office of Emergency Services plans to stockpile N95 face masks for distribution to county agricultural commissioner offices in the event of widespread poor air quality due to wildfires. However, the Association is advising its members to begin to procure their own stockpiles of N95 masks now to be used later this summer by their employees in outdoor operations.

The easiest way to find the current and forecasted AQI for PM2.5 is to go to www.airnow.gov and enter the zip code of the location where you will be working. For local updates, please locate your air district visit (<https://ww3.arb.ca.gov/capcoa/dismap.htm>).

If you have any questions, please contact Director of Government and Public Policy, Adam Borchard at (559) 226-6330 or aborchard@cafreshfruit.com.

POMEGRANATE CROP INSURANCE LISTENING SESSION ON JUNE 29TH



AgriLogic Consulting, LLC is hosting a Pomegranate Crop Insurance Listening Session on June 29th at 10 a.m.

The seminar will provide the opportunity for attendees to learn about the new risk management tool being developed for California growers.

Attendees can participate in person or online. The in-person session will take place at the California Fresh Fruit Association office, 7647 N. Fresno St., Ste. 103, Fresno, CA 93720.

To participate online, visit (<https://zoom.us/j/94203618235?pwd=eVB1SFhndDVwKzJwb2d0MXU4ais4UT09#success>). For questions or additional information, contact Madilyn Nunez at mnnunes@agrilogic.com or (913) 333-4385.

IT'S TIME TO RENEW YOUR CFFA MEMBERSHIP!



March 1st was the beginning of a new fiscal year for the California Fresh Fruit Association. With that, we are pleased to report that the Association's strength continues to be robust, as reflected by its retention and growth during the 2020/21 FY, in which we welcomed more than 10 new members.

The Association's goal is to retain all our member companies, as you are all tremendously valued, and CFFA leadership invites you to renew your membership for the 2021/22 fiscal year (3/1/21 through 2/28/22).

It is our sincere desire that you and your company continue to experience the value of CFFA membership!

Please contact our Director of Member Services and Communications, Courtney Razor, (czazor@cafreshfruit.com) with any questions.