



# **What to Expect During a WPS Inspection**

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# Before the Inspection

- **Make Records, licenses, CEUs, insurance documents available**
- **Inform employees**
- **Allow access to facility, storage area and equipment**



**Have any WPS applications been made?**

- ***AGRICULTURE USE REQUIREMENTS***
- ***Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170.***

# Records

- **Training Records for all workers & pesticide handlers**
- **Application records for WPS applications made in the last 30 days at a central location with SDS sheets**
- **Medical Evaluations, Fit Test Record, & Respirator Use Training Record**

# Application Records

- Are they kept in a central location for 30 days after the application AND do they contain all of the required information?
- Are they retained for 2 years?

- **Name of the pesticide applied, ex. Roundup Powermax, Rodeo, Ranger Pro**
- **Active Ingredient, ex. Glyphosate**
- **EPA registration number, ex. 524-549**
- **REI, ex. Four hours**

- **Crop or site treated, ex. Pansies, roses**
- **Location of treated area, ex. Physical address, GPS coordinates, Greenhouse 3,4,5**
- **Date of Application**
- **Time application started AND ended**
- **Safety Data Sheets of pesticide applied**



- **Are application records kept in a central location with SDS sheets & pesticide safety poster?**
- **30 days after applications in central location**
- **Retained for 2 years**

- **This in addition to the TDA record keeping information, including weather data, application rates, total area treated, etc.**
- **State records and WPS records may be recorded as one document**
- **Displayed in central location for 30 days, then retained for 2 years.**

## **Are there workers or handlers employed at the facility?**

- **Has training been conducted in the last year?**
- **Training Records:**
  - **Worker or Handler printed name & signature**
  - **Date of Training**
  - **Trainer's Name & qualification to train**
  - **Employer's name**
  - **EPA document number, ex. EPA 735-B-06-003, or EPA approval number, ex. EPA PST 00022**

## **Do handlers use pesticides that require respirator use?**

- **Medical Evaluation completed by physician at NO COST TO THE EMPLOYEE**
- **Record of Medical Release**
  - **Whether the employee is able to use a respirator**
  - **Any restrictions on use**
  - **Need for follow up evaluations**
  - **Verification that the physician has given the employee a copy of the written determination**
  - **2 Years**

## Has the handler been given a respirator fit test?

- Record
  - Name of Handler tested
  - Type of fit test performed
  - Make, model & size of the respirator tested
  - Date of fit test
  - Results of fit test, ex. Pass/Fail
  - 2 Years

# Has the handler been trained on respirator use?

- Training to be conducted annually
- Record
  - Name and signature of handler
  - Date of Training
  - Trainer's Name
  - Training Topics
  - 2 Years

# Do you provide emergency assistance if needed?

- Make emergency transportation available in event of exposure
- Provide copies of SDS sheets to physician and circumstances resulting in the exposure

## **Do you provide decontamination supplies?**

- **Workers: 1 gallon of water per worker**
- **Soap & single use towels**
- **Located together, reasonably accessible, outside of treated area under an REI**
- **Within 1/4 mile**



## Do you provide decontamination supplies?

- **Handlers: 3 gallons per worker**
- **Protective eyewear required on pesticide label? Must provide emergency eye wash**
- **6 gallons of water in container that can provide gentle flow for 15 minutes**
- **Soap & single use towels**
- **Clean change of clothes**
- **Accessible & outside of treated area**

## Are you notifying employees of pesticide applications?

- How do you notify of pesticide applications?
- Oral Notification
- Check pesticide labels for double notification requirements
- Post Warning Signs at Treated Area

## **Signs must be posted at the treated area if:**

- Outdoor Applications- REI > 48 Hours**
- Indoor Applications- REI > 4 Hours**
  
- Signs must be posted prior to the application, no earlier than 24 hours**
- Signs must be removed or covered within 3 days of the end of the REI**



**No notification is required if:**

**Indoors: No workers are present during the REI**

**Outdoors: No workers present within 1/4 mile during REI**



**Are you keeping all people  
out of the Application  
Exclusion Zone (AEZ)?**

**AEZ – The area surrounding the  
application equipment during  
the application.**

# **Pesticide storage & Application Equipment**

- Are pesticides stored in a secure and safe manner?**
- Are containers labeled?**
- Are containers intact?**
- Is PPE stored away from pesticides?**
- Is application equipment in good working condition?**

# **Worker and handler interviews**

- **A worker and/or handler will be interviewed during the inspection about training provided, PPE & decontamination supplies, notification, central posting areas, etc.**

- **A findings page will be presented at the end of the inspection listing any noncompliance found during the inspection.**
- **Any noncompliance found during an inspection results in a report sent to TDA and EPA.**
- **EPA may issue civil or criminal enforcement action for violations found.**



## **Types of enforcement action:**

- **A warning letter**
- **An administrative order**
- **An administrative order with penalty**
- **A civil lawsuit**
- **Criminal prosecution**

## **Penalties will depend:**

- **Number, length, severity of violations**
- **Economic benefit obtained by violator**
- **Violator's ability to pay**

# Any Questions?

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