

Worker Safety Regulations Status Update for PPDC October 31, 2018

Worker Protection Standard (WPS) 40 CFR Part 170

- Compliance Dates
 - 2017 Requirements include
 - Worker and pesticide handler training – annual training, requirements for trainers, recordkeeping; Hazard communication – display pesticide application information and Safety Data Sheet and access of information by designated representative; Display basic pesticide safety information – “central posting poster”; Notification of treated areas; Minimum age of 18 required for early-entry workers and handlers; Personal protective equipment – respirator requirements; Decontamination supplies; and Emergency assistance
 - 2018 Requirements include
 - Application exclusion zone; Expanded information content required for pesticide safety training and for display of basic pesticide safety information
 - EPA issued a Federal Register Notice in June 2018 notifying the public that as of December 19, 2018, WPS pesticide safety training for agricultural workers and handlers must include the expanded training content as required in the 2015 revised regulation.
 - As of December 19, 2018 all requirements in the 2015 revised WPS will be in effect.
 - Training resources with expanded content are available at <http://pesticideresources.org>, including EPA-approved English and Spanish language WPS pesticide safety training videos for workers and handlers.
- Potential Regulatory Changes
 - EPA issued a Federal Register Notice in December 2017 notifying the public of the Agency’s intent to revise three WPS requirements concerning minimum age, the designated representative provision, and the application exclusion zone.
 - All requirements of the WPS are currently in effect.

Certification of Pesticide Applicators of Restricted Use Pesticides (CPA) 40 CFR Part 171

- Certification Plans
 - FIFRA requires EPA approval of Certification Plans for State, Tribe or Federal Agency applicator certification programs.
 - Certification plans must meet or exceed the standards in the EPA regulation.
 - EPA-approved certification plans exist for all 50 states and Washington, D.C., 3 territories, 4 tribes and several federal agencies.
 - March 4, 2020 - certifying authorities are required to submit to EPA modifications to existing EPA-approved certification plans (which may include provisions contingent upon legislative/regulatory action, etc.), or new certification plans.
 - March 4, 2022 - existing plans remain in effect until EPA approves or rejects the revised plan on this date, or earlier.
 - Timeframe for implementation/compliance with modified EPA-approved certification plan will be decided on a case-by-case basis as part of EPA’s review and approval of each certification plan.
- Potential Regulatory Change

- EPA issued a Federal Register Notice in December 2017 notifying the public of the Agency's intent to revise the minimum age requirement.