Mississippi Department of Agriculture – Bureau of Plant Industry Worker Protection Standard Inspection Report (annotated)

Instructions for Use

- Italicized type indicates the section and page number(s) that discuss each topic in How to Comply with the 2015 Revised Worker Protection Standard for Agricultural Workers: What Owners and Employers Need to Know (MSU-Extension Publication M-2166).
- If EVERYONE on the agricultural establishment falls under the immediate family exemption in part A, refer only to the boxes with double-line borders.

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DATE:		INSPECTION NUM	BER					
OWNER/OPERATOR		FIRM OR PREMISE	NAME:					
Inspector Credentials Prese	nted Federa	al □ Yes □No	State □Yes	□No				
Notice of Inspection Provided								
A. AGRICULTURAL ESTAB	LISHMENT INFO	RMATION						
Does the WPS Apply to You				he WPS?	, p. 14			
Immediate Family Exemption Criteria for Workers and Handlers								
Are ALL the workers and handlers the owner (or majority owner) or immediate family? Exemption								
• • • • • • • • • • • • • • • • • • • •	applies to: Spouses, Children, Step Children, Foster Children, Grandchildren, Parents, Step Parents,							
Foster Parents, Grandparents, Fathers-in-law, Mothers-in-law, Aunts, Uncles, Brothers, Sisters, Brothers-in-law, Sisters-in-law, First Cousins								
Workers: Yes ☐ Handlers: Yes ☐								
If yes, use Checklist for Immediate Family Exemption.* If no, use this checklist as appropriate.								
*WPS Exemptions for Agricultural Establishment Owners and Immediate Family Members, p. 123								
B. RECORDS REVIEW								
Pesticide application and SDSs 170.311	retained on the	establishment for	2 years (Check bel	ow if ret	tained)			
Safety Data Sheets Recordi	Safety Data Sheets Recordkeeping: Pesticide Application and Hazard Information, p. 24							
Product name, registration no	_	•		and				
description Date Start a	nd end time of a	pplication \square Dura	tion of REI 🗌					
Has WPS pesticide(s) been app	olied or has an RI	EI been in effect in	the past 30 days?		Yes	No		
Provide up to 3 product nar	nes/EPA Registra	ation Numbers/dat	e applied/REI					
Product Name/#	Date Applied	Method of Application	PPE Required	REI				

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Safety Training Records retained on establishme Pesticide Safety Training, pp. 27–29 Training Pest advisors, pp. 94, 96	nt for 2 years 170.401(d), 170.501(d) icide Handlers, pp. 81-82 (CPHE) non-certified crop				
Worker Training Records	Handler Training Records				
Current workers trained in past 12 months? Yes \Box No \Box	Current handlers trained in past 12 months? Yes \square No \square				
Check if records retained:	Check if records retained:				
Worker name, signature \square Date of training \square	Handler name, signature \square Date of training \square				
EPA, EPA-approved materials ☐ Trainer's name	EPA, EPA-approved materials \square Trainer's Name \square				
	Qualified trainer \square Name of ag employer \square				
Qualified trainer Name of ag employer					
Respirator Safety Records retained on establishmatron (170.509(b)(10)	nent for 2 years (Check below if retained)				
Handlers received: Medical clearance forrespirator \Box Fit testing \Box Training \Box					
Medical Evaluation: Recordkeeping, p. 70; Annual Fit Testing: Recordkeeping, p. 72;					
Annual Respirator Training: Recordkeeping, p. 73					
7 imaar Kespirator Training. Recorakeeping, p. 75					
Access and Availability of Records 170.311(b)(7)	through (9)				
Access and Availability of Records 170.311(b)(7) Requests for Records of Pesticide Application and	Hazard Information, p. 25				
Access and Availability of Records 170.311(b)(7) Requests for Records of Pesticide Application and I Has a worker or handler requested application and II					
Access and Availability of Records 170.311(b)(7) Requests for Records of Pesticide Application and I Has a worker or handler requested application and days of receipt?	Hazard Information, p. 25				
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Access and Availability of Records 170.311(b)(7) Requests for Records of Pesticide Application and It Has a worker or handler requested application and days of receipt? Yes □ No □ Not Applicable □ Have treating medical personnel requested application promptly? Yes □ No □ Not Applicable □ Has a properly designated representative request yes, was it provided within 15 days of request? Yes □ Minimum Age for Handlers and Early Entry Work Does the agricultural employer employ any handle 2017)?	Hazard Information, p. 25 d hazard information? If yes, was it provided within 15 eation or hazard information? If yes, was it provided ed appropriate application and hazard information? If is No No Not Applicable ters 170.309 What Changed in the WPS?, p. 2				
Access and Availability of Records 170.311(b)(7) Requests for Records of Pesticide Application and It Has a worker or handler requested application and days of receipt? Yes □ No □ Not Applicable □ Have treating medical personnel requested application promptly? Yes □ No □ Not Applicable □ Has a properly designated representative request yes, was it provided within 15 days of request? Yes was it provided within 15 days of request? Yes □ No □ Not Applicable □ Does the agricultural employer employ any handle 2017)? Yes □ No □	Hazard Information, p. 25 Id hazard information? If yes, was it provided within 15 Is ation or hazard information? If yes, was it provided ed appropriate application and hazard information? If its \(\simeq \) No \(\simeq \) Not Applicable \(\simeq \) Exers 170.309 What Changed in the WPS?, p. 2 ers that are under 18 years of age (after January 2,				
Access and Availability of Records 170.311(b)(7) Requests for Records of Pesticide Application and It Has a worker or handler requested application and days of receipt? Yes □ No □ Not Applicable □ Have treating medical personnel requested application promptly? Yes □ No □ Not Applicable □ Has a properly designated representative request yes, was it provided within 15 days of request? Yes was it provided within 15 days of request? Yes □ No □ Not Applicable □ Does the agricultural employer employ any handle 2017)? Yes □ No □	Hazard Information, p. 25 d hazard information? If yes, was it provided within 15 eation or hazard information? If yes, was it provided ed appropriate application and hazard information? If is No No Not Applicable ters 170.309 What Changed in the WPS?, p. 2				

Information	Displayed	d at a Central	Location: Where	must the in	formation be a	lisplaved?. p. 21
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C. INFORMATION DISPLAY Inspector observation \square Based on interview		
Location of the "Central Display" 170.311(a)(5), 170.311(b)(2) and (3)	Yes	No
Has an appropriate central display been established in an area where workers, handlers		
congregate or pass by and is it accessible during work hours?		

Information Displayed at a Central Location, pp. 21–23

WPS Safety Information Display 170.311	Yes	No
Is WPS safety information being provided at the central display?		
a) Is the EPA WPS Safety Poster displayed in central display?		
b) If Non EPA WPS Poster, are the required safety elements present?		
c) Are the name, address and phone number of an emergency medical facility displayed?		
d) Are the name, address and phone number of the state/tribal pesticide agency displayed?		
e) Is the WPS Safety information easily accessible?		
f) Is the WPS Safety information legible?		

Information Displayed at a Central Location, pp. 21–22

Pesticide Application and Hazard Information (SDS) Display 170.311(b)(1)	Yes	No
Are pesticide application information elements (mark below) provided at central location?		
a) Crop or site treated and location and description of treated area?		
b) Date(s) and times application started and ended?		
c) Pesticide Product Name?		
d) Active ingredient(s)?		
e) EPA Reg. No.?		
f) Re-entry interval (if any)?		
Is the Safety Data Sheet (SDS) for each pesticide made available?		
Is the application and hazard information displayed no later than 24 hours after the end of the applications?		
Is the application and hazard information posted for 30 days after application or following the last REI expiration if workers/handlers are present?		
Is the application and hazard information easily accessible?		
Is the application and hazard information legible?		

Emergency Assistance, p. 26 | CPHE, p. 80 | non-certified crop advisor, p. 80

C. Emergency Assistance 170.309(f)	Yes	No
Has a worker or handler experienced potential pesticide exposure during or within 72 hours after employment? If yes, provide information below:		
Was emergency transportation provided?		
Was emergency information (SDS, circumstances of application and exposure) provided to medical personnel?		

Decontamination Supplies for Workers, p. 48 | non-certified crop advisor, p. 94

DECONTAMINATION SUPPLIES FOR WORKERS AND H	IANDLE	RS	
D. WORKER DECONTAMINATION 170.411			
Inspector observation \square Based on interview \square	Yes	No	N/A
Are decontamination supplies located within ¼ mile of the work site or nearest site of vehicular access?			
Are the decontamination supplies located outside a pesticide treated area under an REI and reasonably accessible?			
Are the appropriate decontamination supplies provided? (check supplied 1 gallon of water provided for each worker at the beginning of work per to maintain adequate supply) Yes \square Soap Yes \square Single use the supplied of t	riod (ar	nd reple	nished
If REI is 4 hours or less, are the decontamination supplies provided for 7 days or 30 days if REI is more than 4 hours?			
Is the pesticide safety information posted at decontamination site(s)? (if a permanent site or at toilet provided for 11 or more workers)			

Decontamination Supplies for Handlers, pp. 74–75 | CPHE, p. 84 | non-certified crop advisor, p. 94

E. HANDLER DECONTAMINATION AND EYEWASH SUPPLIES 170.509				
Inspector observation □ Based on interview □	Yes	No	N/A	
Are decontamination supplies located at mixing sites?				
Is the pesticide safety information posted at decontamination				
site(s)? (if a permanent site or at toilet provided for 11 or more				
workers) Information Displayed at a Central Location: Where must				
the information be displayed?, p. 21 For all other handler tasks, are decontamination supplies located				
within ¼ mile from handler or nearest place of vehicular access?				
Are the appropriate decontamination supplies provided? (check supplies	s provi	ded)		
3 gallons of water provided for each handler at the beginning of work period (and replenished				
to maintain adequate supply) Yes \square Soap Yes \square Single use towels Yes \square				
Do the decontamination supplies include a change of clothes for				
each handler at the mix/load area?				
At each mixing/loading site for products requiring eye protection or using a closed system under pressure is there an appropriate				
eyewash system immediately available to a handler?				
☐ system to deliver gently running water for 15 minutes?				
☐ at least 6 gallons in containers?				
Does each handler have at least one pint of water immediately				
available in a portable container when pesticide label requires eye				
protection?				
Notification of Entry Restrictions, pp. 42–47				
F. POSTING AND ENTRY RESTRICTIONS				
Inspector observation □ Based on interview □				
For the 3 most recent WPS product applications, how were workers			1	
notified of pesticide applications?				
☐ oral warning ☐ warning signs ☐ both oral warning &				
warning signs no notification				
POSTING & NOTIFICATION 170.409 (complete below as applicable)			0/5	
Outdoor Production Area with REI of 48 hours or Less 170.409(a)(1)(iii)	Yes	No	C/D	
a) Was oral notification provided?				
b) Notification included the location of the restriction?				
c) Notification included the dates and times of the restriction?				
d) Did notification include instruction about the restriction?				
e) Is the oral notification in language understandable to				
workers?				
f) Was the notification provided before the application or at				
the time a worker begins their work period?				

Outdoor Production Area with REI Greater Than 48 hours 170.409(a)(1)(ii) Notification of Entry Restrictions, pp. 42–47	Yes	No	C/D
a) Were posted warning signs used?			
b) Did signs meet EPA requirements for size and content?			
c) Adequate posting locations?			
d) Posting no sooner than 24 hours but before application?			
e) Remained posted until REI expired?			
f) Signs removed within 3 days or REI expiration? (or employer ensures no entry)			
Dual notice pesticide(s): 170.409(a)(1)(i)	Yes	No	N/A
Was notification provided both orally and by posting? Notification of Entry Restrictions: Double notification, p. 42			
Enclosed Space Production Area with REI Greater Than 4 hours 170.409(a)(1)(iv) Notification of Entry Restrictions, pp. 42–47	Yes	No	C/D
a) Were posted warning signs used?			
b) Did signs meet EPA requirements for size and content?			
c) Adequate posting locations?			
d) Posting no sooner than 24 hours but before application?			
e) Remained posted until REI expired?			
f) Signs removed within 3 days or REI expiration? (or employer ensures no entry)			
Enclosed Space Production Area with REI of 4 hours or Less	Yes	No	C/D
170.409(a)(1)(v) Notification of Entry Restrictions, pp. 42–47			
a) Either oral notification or posted warning signs were used?			
b) Notification included the location of the restriction?			
c) Notification included the dates and times of the restriction?			
d) Did notification include instruction about the restriction?			
e) Is the oral notification in language understandable to workers?			
f) Was the notification provided before the application or at the time a worker begins their work period?			

Employer Information Exchange, pp. 83–84

If agricultural employer is employing a commercial handler to make applications	Yes	No	N/A
Does the agricultural employer give the location and description of treated areas or REIs and restrictions in those areas where applications are or will be made on their establishment to a commercial pesticide handling establishment?			
Does the commercial pesticide handling establishment inform the agricultural employer of: location and description of areas to be treated, date and time of application, product name, registration number, active ingredient, REI, requirement for oral and/or written notification, and any other restrictions?			

G. APPLICATION RESTRICTIONS			
Inspector observation \square Based on interview \square	Yes	No	N/A
Does inspector observe handlers who appear to be under 18? Describe follow up: What Changed in the WPS?, p. 2			
For the 3 pesticide products identified: Requirements for Handlers and During Pesticide Applications, pp. 60–61 Certified/licensed crop advisor		· Employ	vers
Were persons kept out of restricted areas during the application and REI other than appropriately trained and equipped handlers involved in the application?			
Was each pesticide applied so that it did not contact, either directly or through drift, anyone except appropriately trained and equipped handlers?			
Were workers and other persons kept out of the application exclusion zone?			
Did the handler suspend application because someone was in the AEZ? (for enclosed space, see column B, Table 1* in 170.405(b)(4)) *Entry Restrictions—Enclosed Space Production, p. 40			
Was the application continued?			
Describe what actions the handler took to ensure no contact:			

Requirements for Handlers and Handler Employers During Pesticide Applications, p. 61 If toxic "skull & crossbones" products were used, was contact made at least every 2 hours? What was the method for monitoring? □ not monitored □ by voice □ by sight □ other (describe)			
If a fumigant was applied in an enclosed space, was continuous visual or voice contact with another handler equipped with PPE maintained?			
Early-Entry Workers, pp. 49–55 non-certified crop advisors, p. 96	ı	ı	
H. EARLY ENTRY			
ENTRY RESTRICTIONS 170.603 Inspector observation □ Based on interview □	Yes	No	N/A
Are any workers considered Early Entry Workers? If yes, under which exception: ☐ No Contact ☐ Limited Contact ☐ Short term ☐ Ag Emergency <i>pp. 49–51</i>			
Does inspector observe early entry workers who appear to be under 18? pp. 49, 52 Describe follow up:			
Decontamination Supplies for Early-Entry Workers, p. 54 Are decontamination supplies located outside any treated area or area under REI or where reasonably accessible to workers conducting early entry tasks? 170.605			
Are decontamination supplies located where a worker removes personal protective equipment?			
Are the appropriate decontamination supplies provided? (check supplies provided) 3 gallons of water for each handler at the beginning of work period (and replenished to maintain adequate supply) Yes Soap Yes Single use towels Yes			
Does each worker have at least one pint of water immediately available for eyeflushing in a portable container when pesticide label requires eye protection?			

Limited Contact Exception 170.603(d) p. 51	Yes	No	N/A
Entry did not occur during first 4 hours or before inhalation or ventilation criteria met?			
No hand labor activity was performed? p. 50 (definition)			
Time did not exceed 8 hours in 24 hour period?			
No dual notice pesticide was used?			
Situation could not have been foreseen (except irrigation tasks)?			
Would not doing the activity result in substantial economic loss?			
Short Term Activity Exception 170.603(b) p. 49	Yes	No	N/A
Entry did not occur during first 4 hours or before inhalation or ventilation criteria met?			
No hand labor activity was performed? p. 50 (definition)			
Time did not exceed 1 hour in 24 hours?			

Agricultural Emergency Exception 170.603 (c) p. 50	Yes	No	N/A
Situation meets criteria for agricultural emergency?			
Entry did not occur before 4 hours or before inhalation or ventilation criteria met?			
If dual notice pesticide was used, time did not exceed 4 hours in 24 hours?			
Early Entry Workers PPE 170.605(d) through (g) p. 53	Yes	No	N/A
Did employer assure that early entry workers are trained, wear and use properly maintained PPE correctly? Describe any PPE that is not available or being worn:			

Personal Protective Equipment for Handlers, pp. 62–73 | Certified and non-certified crop advisors, pp. 93–95

I. PERSONAL PROTECTIVE EQUIPMENT (PPE)			
Inspector observation \square Based on interview \square	Yes	No	N/A
For 3 pesticide products identified in Document Review: (Part B, Rec	ords Rev	view)	
Did the handler employer provide PPE to the handler to meet label requirements? 170.507 <i>p. 62</i> Describe any PPE that was not made available:			
Did employer assure that handler wears and uses PPE correctly? p. 64			
Was PPE clean and operational? p. 64			
Is there a clean place for putting on and removing PPE and storing to prevent pesticide contamination? $p. 64$			
If respirators are required and handlers are present, did handlers receives □ Fit testing Yes □ Training Yes □ Medical Evaluation, p. 70; Annual Fit Testing, p. 72; Annual Respirate			
If using particulate filtering facepiece respirators, are they replaced appropriately? (check applicable method below) p. 73			
Replace respirator based on: Odor, taste, irritation Filter is damaged According to respirator or pesticide product label After 8 hours of use Other:			
If using vapor-removing canister/cartridge respirators, are they replaced appropriately? (check applicable method below) p. 73			
Replace respirator based on: Odor, taste, irritation Breathing resistance excessive According to respirator or pesticide product label After 8 hours of Other:	use 🗆		

Information That Must Be Provided to Handlers, p. 59 CPHE, p. 79

Inspector Signature:

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J. PESTICIDE HANDLING EQUIPMENT			
Inspector observation D. Dasad on interview D.			
Inspector observation ☐ Based on interview ☐		ſ	
Does the employer complete the following?	Yes	No	N/A
Provide handler with label information?			
Provide handler access to pesticide labeling?			
Inspect and repair application equipment before each day of use?			
Instruct handlers in the safe operation of application equipment?			
If any persons not employed by the agricultural establishment and not a handler, clean, repair, or adjust the pesticide equipment, are they provided the following information? Possible contamination, harmful effects of pesticides, how to limit exposure and how to wash to			
remove contamination General Responsibilities of Agricultural Employers, p. 20 CPHE, p. 79			
		Yes	No
General Responsibilities of Agricultural Employers, p. 20 CPHE, p. 79	iis	Yes	No

Date: