Worker Protection Standard Inspection Checklist

Owners of Agricultural Establishments and Immediate Family

DATE	INSPECTION NUMBER
OWNER/OPERATOR APPLICATOR	FIRM OR PREMISE NAME

Inspector Credentials Presented ☐ Yes ☐ No	**Routine Inspection** ☐
Notice of Inspection Provided ☐ Yes ☐ No	**For Cause Inspection** ☐

A. AGRICULTURAL ESTABLISHMENT INFORMATION

Immediate Family Exemption Criteria for Workers and Handlers 170.305, 170.601(a)

Are ALL the workers and handlers the owner (or majority owner) or immediate family? Exemption applies to: spouses, children, step children, foster children, sons-in-law, daughters-in-law, grandchildren, parents, step parents, foster parents, grandparents, fathers-in-law, mothers-in-law, aunts, uncles, brothers, sisters, brothers-in-law, sisters-in-law, nieces, nephews, first cousins. If yes, use this checklist. If no, use "Agricultural Establishment" checklist.

B. APPLICATION RESTRICTIONS 170.405, 170.505

Inspector observation ☐ Based on interview ☐

	WPS Requirement	Reference Page in How To Comply	Regulatory Citation
☐Yes ☐No ☐N/A	For **enclosed space production applications**, were workers and other persons (other than appropriately trained and equipped handlers involved in the application) kept out of restricted areas in Table 1 in 170.405(b)(4) (see page 4) during the application? For **outdoor production applications**, were workers and other persons (other than appropriately trained and equipped handlers involved with the application) kept out of the treated area and application exclusion zone during the application?	37-40	170.405
☐Yes ☐No ☐N/A	Did the handler suspend application because someone was in the AEZ? (for enclosed space, see area in column B in Table in 170.405(b)(4), and was the application continued properly?	60-61	170.505(b)
☐Yes ☐No ☐N/A	Was each pesticide applied so that it did not contact, either directly or through drift, anyone except appropriately trained and equipped handlers?	60	170.505(a)

C. ENTRY RESTRICTIONS AFTER APPLICATIONS 170.407

Inspector observation ☐ Based on interview ☐

	WPS Requirement	Reference Page in How To Comply	Regulatory Citation
☐Yes ☐No ☐N/A	After application of any pesticide to an **outdoor production area**, did the owner keep workers out of the treated area before the REI has expired and all warning signs have been removed or covered? (except for permitted early entry activities)	41	170.407
☐Yes ☐No ☐N/A	After application of any pesticide to an **area of enclosed space production**, did the owner keep workers out of the area specified in the table in 170.405(b)(4) before the REI has expired and all warning signs have been removed or covered? (except for permitted early entry activities)	41	170.407(b)

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D. INFORMATION EXCHANGE 170.309(k), 170.313(l) If agricultural employer is employing a commercial handler to make applications			
Inspector observation ☐ Based on interview ☐			
	WPS Requirement	Reference Page in How To Comply	Regulatory Citation
☐Yes ☐No ☐N/A	Does the owner give to a commercial pesticide handler employer the location and description of any treated areas where an REI is in effect that the handler may be in (or within 1/4 mile of) and any restrictions on entering those areas?	31 & 83	170.309(k)
☐Yes ☐No ☐N/A	Does the commercial pesticide handling establishment inform the owner 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?	31 & 84	170.313(i)&(j)
E. ENTRY RESTRICTIONS 170.603 and 170.605(d)			
Inspector observation ☐ Based on interview ☐			
	WPS Requirement	Reference Page in How To Comply	Regulatory Citation
☐Yes ☐No ☐N/A	Are any workers considered early-entry workers? If yes, prior to early entry, did the employer ensure each early-entry worker is provided with the required PPE, that it is used as intended and is properly maintained?	49 & 53	170.603 & 170.605(d)
Exception for Limited Contact and Irrigation Activities 170.603(d)			
☐Yes ☐No ☐N/A	If using the exception for limited contact or irrigation activities, are all the required conditions met? (entry must not occur during first 4 hours or before inhalation or ventilation criteria met; no hand labor activity was performed; time did not exceed 8 hours in 24-hour period; a dual notice pesticide was not used; situation could not have been foreseen (except irrigation tasks); not doing the activity would result in substantial economic loss)	51	170.603(d)
Exception for Short Term Activities 170.603(b)			
☐Yes ☐No ☐N/A	If using the short-term activity exception, were all the required conditions met? (entry did not occur during first 4 hours or before inhalation or ventilation criteria met; no hand labor activity was performed; time did not exceed 1 hour in 24 hours)	49	170.603(b)
Exception for Agricultural Emergency 170.603(c)			
☐Yes ☐No ☐N/A	If agriculture emergency exception, were all required conditions met? (situation meets criteria for agricultural emergency; entry did not occur during first 4 hours or before inhalation or ventilation criteria met; if dual use pesticide was used, time did not exceed 4 hours in 24 hours)	50	170.603(c)

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F. PERSONAL PROTECTIVE EQUIPMENT (PPE) 170.507(a) and (b)			
Inspector observation ☐ Based on interview ☐			
	WPS Requirement	Reference Page in How To Comply	Regulatory Citation
☐Yes ☐No ☐N/A	Did the handler employer/owner provide clean, operational PPE to the handler to meet label requirements?	62	170.507(a)
☐Yes ☐No ☐N/A	Did the handler use the clothing and PPE specified on the pesticide product labeling?	62	170.507(a)
☐Yes ☐No ☐N/A	If respirators are required and handlers are present, did handlers receive medical evaluation, fit testing and training?	68 - 73	170.507(b)
☐Yes ☐No ☐N/A	If respirators are required, are medical evaluation, fit testing and training records maintained on the establishment for 2 years?	68 - 73	170.507(b)

DISPOSITION OF INSPECTION	
Describe any observations made during the inspection that may require additional attention. any relevant documentation.	
Inspector Signature:	Date:

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Table —Entry Restrictions During Enclosed Space Production Pesticide Applications 170.405(b)(4)

A. When a pesticide is applied:	B. Workers and other persons, other than appropriately trained and equipped handlers, are prohibited in:	C. Until:	D. After the expiration of time specified in column C, the area subject to the restricted-entry interval is:
(1) As a fumigant	Entire enclosed space plus any adjacent structure or area that cannot be sealed off from the treated area	The ventilation criteria of paragraph (b)(3)[a] of this section are met	No post-application entry restrictions required by §170.407 after criteria in column C are met.
(2) As a (i) Smoke, or (ii) Mist, or (iii) Fog, or (iv) As a spray using a spray quality (droplet spectrum) of smaller than medium	Entire enclosed space	The ventilation criteria of paragraph (b)(3)[a] of this section are met	Entire enclosed space.
(3) Not as in (1) or (2), and for which a respiratory protection device is required for application by the pesticide product labeling	Entire enclosed space	The ventilation criteria of paragraph (b)(3)[a] of this section are met	Treated area.
(4) Not as in (1), (2) or (3), and: (i) From a height of greater than 12 inches from the planting medium, or (ii) As a spray using a spray quality (droplet spectrum) of medium or larger	Treated area plus 25 feet in all directions of the treated area, but not outside the enclosed space	Application is complete	Treated area.
5) Otherwise	Treated area	Application is complete	Treated area.

[a] When Column C of the Table under paragraph (b)(4) of this section specifies that ventilation criteria must be met, ventilation must continue until the air concentration is measured to be equal to or less than the inhalation exposure level required by the labeling. If no inhalation exposure level is listed on the labeling, ventilation must continue until after one of the following conditions is met:

(i) Ten air exchanges are completed.
(ii) Two hours of ventilation using fans or other mechanical ventilating systems.
(iii) Four hours of ventilation using vents, windows, or other passive ventilation.
(iv) Eleven hours with no ventilation followed by one hour of mechanical ventilation.
(v) Eleven hours with no ventilation followed by two hours of passive ventilation.
(vi) Twenty-four hours with no ventilation.