

## ADDITIONAL DUTIES FOR HANDLER EMPLOYERS

Handler employers are also required to provide these protections to their employees.

### Application Restrictions

Do not allow handlers to apply a pesticide so that it contacts, directly or through drift, anyone other than trained and PPE-equipped handlers.

### Monitoring

Sight or voice contact must be made at least every two (2) hours with anyone handling pesticides labeled with a skull and crossbones (signal word: *DANGER-POISON*).

### Specific Instructions for Handlers

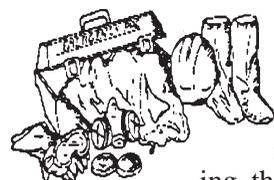
Handler employers must make sure that before any handling task, the handlers:

- ❖ are given information from the pesticide's labeling regarding its proper use;



- ❖ have access to the labeling during the entire handling task; and
- ❖ are instructed in the proper operation of the equipment they will be using.

Commercial handler employers must make sure their employees are aware of areas on an establishment where pesticides have been applied or where an REI is in effect and are aware of restrictions on entering those areas.



### Personal Protective Equipment

When personal protective equipment is required by product labeling, the handler employer must:

- ❖ provide the PPE to each pesticide handler;
- ❖ make sure that each handler wears and uses the PPE correctly;

- ❖ clean and maintain the PPE correctly;
- ❖ provide each handler a clean place to put on and remove PPE and to store personal clothing;
- ❖ take action, if necessary, to prevent heat-related illness while PPE is being worn;
- ❖ not allow any handler to wear or to take home PPE used for handling activities.

### Cleaning and Maintaining PPE

The employer must make sure:

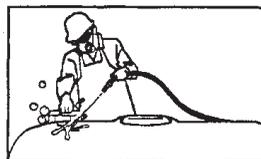
- ❖ PPE is cleaned, inspected and repaired before each use;
- ❖ PPE is cleaned according to manufacturer's instructions;
- ❖ PPE that is non-reusable or cannot be cleaned is disposed of;
- ❖ clothing drenched with pesticide concentrates labeled *DANGER* or *WARNING* are disposed of;
- ❖ PPE is washed, and stored separately from personal clothing;
- ❖ clean PPE is dried appropriately; and
- ❖ respirator filters, cartridges, and canisters be replaced as often as required.

The handler employer must make sure anyone cleaning PPE is informed of possible pesticide residues on PPE, of the potentially harmful effects of pesticides, and of the correct ways to handle and clean PPE.

### Equipment Safety

Handler employers must make sure that equipment used for mixing, loading, transferring, or applying pesticides is inspected and repaired or replaced as needed.

Only appropriately trained and equipped handlers may repair, clean, or adjust pesticide handling equipment that contains pesticides or pesticide residues.



Most pesticides used in the production of agricultural plants will require applicators and employers to comply with the Worker Protection Standard. A pesticide product is covered by the WPS if you see the heading *Agricultural Use Requirements* in the Directions for Use section of the pesticide labeling. However, not all pesticide uses are included in the WPS. As always, applicators should read the pesticide labeling carefully before using the product to determine if they must comply with the WPS.

## OTHER PUBLICATIONS AVAILABLE

### *Worker Protection Standard*

#### *Brochure #2: WPS & Family Businesses*

This brochure explains the many WPS exemptions for family-owned and operated agricultural businesses.

### *Worker Protection Standard*

#### *Brochure #3: Nurseries & Greenhouses*

Designed to supplement Brochure #1, it describes the additional WPS requirements for nursery and greenhouse employers, including special application restrictions and ventilation criteria.

### *Protect Yourself From Pesticides/*

#### *Protejase De Los Pesticidas*

A bilingual brochure which can be used to meet the preliminary worker training requirement of basic pesticide safety information.

### *Personal Protective Equipment Guide:*

#### *Avoiding Heat Stress*

A brief guide for both employers and employees on recognizing, avoiding and treating heat stress.

For more information about the Worker Protection Standard, contact:

Maine Board of Pesticides Control  
28 State House Station  
Augusta, Maine 04333-0028  
Telephone: (207) 287-2731  
E-mail: [gary.fish@maine.gov](mailto:gary.fish@maine.gov) or go to  
[www.thinkfirstspraylast.org/WPS](http://www.thinkfirstspraylast.org/WPS)

2008 VERSION



## WORKER PROTECTION STANDARD

Brochure #1

## DUTIES OF EMPLOYERS

The U.S. Environmental Protection Agency (EPA) has issued final rules governing the protection of employees on farms, or in forests, nurseries, and greenhouses from occupational exposure to agricultural pesticides. The Worker Protection Standard (WPS) covers:

- ❖ **agricultural workers** -- performing tasks related to the cultivation and harvesting of plants on farms or in greenhouses, nurseries, or forests, and
- ❖ **pesticide handlers** -- assigned to mix, load or apply agricultural pesticides; clean or repair equipment; act as flaggers, etc.

**Employers** are responsible for making sure that workers and handlers receive the protections required by the pesticide labeling and the WPS. There are two types of employers:

- ❖ **agricultural employers** -- employ or contract for the services of workers or own/operate an establishment that employs workers, and
- ❖ **handler employers** -- hire pesticide handlers or are self-employed as handlers. This definition includes commercial applicators and companies which supply crop advisory services on agricultural establishments.

This brochure explains many of your requirements as an employer under the WPS. **However, whether or not you employ workers and handlers, at a minimum, you will be required to comply with the personal protective equipment and restricted entry statements on the pesticide labels.**

## DUTIES OF ALL EMPLOYERS

Some WPS protections that employers must provide are nearly the same whether the employees are workers or handlers.



### Information at a Central Location

For the benefit of all employees, information must be posted at an easily seen, central location on each agricultural establishment. That information is:

- ❖ facts about each pesticide application -- the product name, EPA registration number, and active ingredient(s); location and description of treated area(s); the time and date of the application and the restricted-entry interval (REI) -- **this information must remain posted for 30 days after the end of the REI**;
- ❖ the name, address, and telephone number of the nearest emergency medical facility;
- ❖ an EPA WPS safety poster.

Employers must tell workers and handlers where the information is posted and allow them access. Be sure that the information remains legible and notify your employees of any changes to the emergency medical facility information.

### Decontamination Sites



Employers must provide a site where workers and handlers can wash pesticides and residues from their hands and body.

A decontamination site must contain:

- ❖ enough water for routine and emergency whole-body washing and for eyeflushing;
- ❖ plenty of soap and single-use towels;
- ❖ a clean coverall, for use by handlers.

A decontamination site must be within 1/4 mile of the employees' work site. If the work place is more than 1/4 mile from the nearest point of vehicular access, the decontamination site may be located at the nearest access point. Handler employers must also provide a decontamination site:

- ❖ where handlers remove their personal protective equipment (PPE) at the end of a task, and
- ❖ at each mixing site.

Emergency eyeflush water must be **immediately available** if the pesticide label calls for protective eyewear.

The decontamination site may not be located in an area under restricted entry unless it serves handlers working in that area. In this case, all supplies must be protected from contamination.

### Emergency Assistance

When any handler or worker may have been poisoned or injured by pesticides, an employer must promptly make transportation available to an appropriate medical facility. Be prepared to provide the victim and medical personnel with:

- ❖ the product name, EPA registration number, and active ingredient(s);
- ❖ all first aid and medical information from the label;
- ❖ a description of how the pesticide was used; and
- ❖ information about the victim's exposure.



### Pesticide Safety Training

Handlers and workers must be trained **every five (5) years** unless they are certified applicators.

- ❖ Handlers must be trained before they do any handling activity.
- ❖ Workers must receive either basic pesticide safety information or full, WPS worker pesticide safety training before they enter an area on the agricultural establishment which has been treated or under REI in the last 30 days. When basic pesticide safety information is given, workers must still receive the full, WPS pesticide safety training within 5 days.

**Who can conduct training?** Training may be conducted by a certified applicator or by someone who has completed a train-the-trainer program. Training may be done orally and/or audiovisually, but must be in a manner and language that employees can understand, using easily understood terms or an interpreter. Trainers must respond to questions.

### Information Exchange

An agricultural employer must be informed when a pesticide is to be applied on his/her agricultural establishment by a commercial handler (commercial applicator). The commercial handler employer must provide the agricultural employer all the information needed to be posted at the central location, plus:



- ❖ whether both oral warnings and treated area posting are required; and
- ❖ any other protection requirements on the label for workers or other people.

The agricultural employer, on the other hand, must make sure the commercial handler employer is aware of:

- ❖ all areas on the agricultural establishment where pesticides will be applied or where an REI will be in effect while the commercial handler is on the establishment, and
- ❖ entry restrictions for those areas.

## ADDITIONAL DUTIES FOR WORKER EMPLOYERS

Agricultural employers must also provide some additional protections specifically for their workers.



### Restrictions During Applications

An employer must keep all workers, other than trained and equipped handlers, out of areas being treated with pesticides. Under some application conditions, nursery and greenhouse workers must also be kept an additional

distance from the treated area. Consult the Worker Protection Standard for special application restrictions for nurseries and greenhouses.

### Restricted-Entry Intervals (REIs)

The restricted-entry interval is the time immediately after a pesticide application when entry into the treated area is limited. During an REI, **do not allow workers to enter** a treated area or contact anything treated with the pesticide to which the REI applies.

REIs are located on the pesticide label. When two (or more) pesticides are applied at the same time and have different REIs, you must follow the longer interval.

### Notice About Applications

Employers must notify workers about pesticide applications on the establishment. In most cases, employers may choose between oral warnings or posted warning signs, but they must tell workers which warning method is in effect. For some pesticides, however, employers have to do both.



Warning signs must be posted 24 hours or less before application, during the REI, and removed before workers enter or within 3 days after the end of the REI. When standard-size signs of 14" x 16" are used, they should be posted so they can be seen at all normal entrances to treated areas, including entrances from labor camps. When smaller signs are used, specific lettering size and posting distances must be followed. Contact the Board of Pesticides Control for details about using smaller signs.

Oral warnings must be delivered in a manner understood by workers, using an interpreter, if necessary. Oral warnings must contain the following information:

- ❖ location and description of treated area,
- ❖ the REI, and
- ❖ specific directions not to enter during the REI.