

2023-2024
Pesticide
Regulatory Update

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Pesticide Investigator

Virginia Department of
Agriculture and Consumer
Services

Office of Pesticide Services

DISCUSSION POINTS

- Regulatory Authority
- Common Violations & Enforcement Actions
- *Label is the Law*
- Storage, Disposal & Recycling
- Supervision
- Recordkeeping
- Incident Reporting
- Pesticide Product Registration
- Federal and State Regulatory Activities

VDACS
 SCHEDULE OF COMMERCIAL APPLICATOR
 RECERTIFICATION TRAINING COURSES
 APPROVED FOR RECERTIFICATION IN VIRGINIA

REMINDER: Credit For Recertification Course

- For all in-person courses, signatures are required on both the roster(s) and the Application for Recertification Credit. When a signature is requested, it is not optional for credit. The signatures should not be significantly different.
- Course sponsors/speakers seeking credit for attending their own course are required, like all attendees, to participate in the entire program and all sessions and complete all required forms as proof of attendance.
- Course sponsors can not self recertify rather the course must include presenters' others than the course sponsor.
- To renew by attending a recertification training program requires completion of one recertification course every two years.

Meeting Location/Contact		Dates
ALL STAR CE TRAINING RECERTIFICATION COURSES HTTPS://ALLSTARCE.COM/ CONTACT JOHN Q MASON (817) 385-1136		JAN 01 2022 DEC 31 2022
6	(07) GENERAL PEST CONTROL	
7	(13) WOOD DESTROYING PEST CONTROL	
7-B	(15) FUMIGATION (NON-AGRICULTURAL)	
8	(08) PUBLIC HEALTH PEST CONTROL	
2	(12) WOOD PRESERVATION & TREATMENT	
60	(60) REGISTERED TECHNICIAN	
CONTINUING EDUCATION UNIVERSITY ONLINE PESTICIDE RECERTIFICATION HTTP://WWW.CEUSCHOOL.ORG CONTACT AARON M MACKIE (251) 583-5972		JAN 01 2022 DEC 31 2022
1-A	(01) AGRI PLANT PEST CONTROL	
1-B	(17) AGRI ANIMAL PEST CONTROL	
3-A	(23) ORNAMENTAL CONTROL	
3-B	(24) TURF PEST CONTROL	
4	(04) SEED TREATMENT	
5-A	(05) AQUATIC PEST CONTROL-GENERAL	
6	(06) RIGHT-OF-WAY PEST CONTROL	
7-A	(07) GENERAL PEST CONTROL	
7-B	(13) WOOD DESTROYING PEST CONTROL	
7-C	(15) FUMIGATION (NON-AGRICULTURAL)	
7-D	(14) VERTEBRATE PEST CONTROL	
7-E	(22) SEWER ROOT PEST CONTROL	
8	(08) PUBLIC HEALTH PEST CONTROL	
11	(11) AERIAL PESTICIDE APPLICATION	
12	(12) WOOD PRESERVATION & TREATMENT	
60	(60) REGISTERED TECHNICIAN	



**IF YOU DON'T TELL US,
WE DON'T KNOW!**

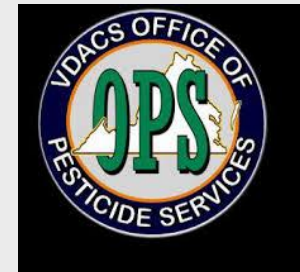
STAY CURRENT

- **Maintaining Your Certification**
 - Ensuring OPS has your current mailing address and phone number - must complete a "Change of Information Form"
 - Knowing when your certification expires and attend a recertification course prior to the expiration date of your certification
 - Employment changes



PESTICIDE REGULATION IN VIRGINIA

- (Co)Regulated by the US Environmental Protection Agency and Virginia Department of Agriculture and Consumer Services (VDACS)
- VDACS' Office of Pesticide Services (OPS) administers the pesticide program and supports VDACS and the Board of Agriculture and Consumer Services (Board):
 - Protect consumers and the environment; and
 - Ensure the safe and effective control of pests that adversely affect crops, structures, health, and domestic animals.
- OPS authority is derived from the Virginia Pesticide Control Act (Act) and the Regulations Pursuant to the Act (Regulations).
- Investigators also have federal credentials to enforce provisions of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA).



HOW VDACS ENSURES PROPER USE OF PESTICIDES

Certifying pesticide applicators to ensure they have the minimum competencies necessary to apply pesticides.

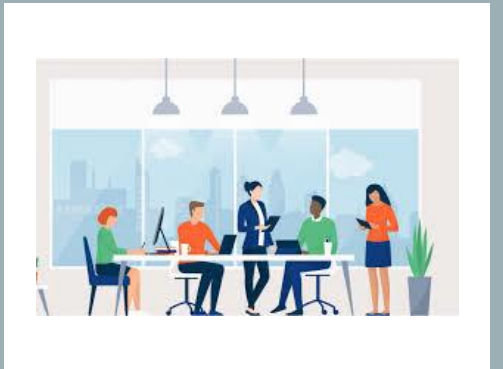
Registering pesticide products to ensure only those pesticides that meet the federal requirements for registration, with limited exceptions, are used.

Licensing businesses to ensure they have knowledge of pesticides and evidence of financial responsibility.

Conducting inspections and investigations to ensure pesticides are used properly and all other provisions of the Act & Regulations are met.

Reviewing and approving recertification courses to ensure pesticide applicators receive the information required to maintain their certification.

Coordinating recycling and collection programs to ensure to assist with the final disposition of containers and unwanted pesticides.



Inspections & Investigations



- OPS conducts routine inspections and investigations to determine compliance with all applicable laws & regulations;
- Standard inspection/investigation procedures may include:
 - Conducting interviews
 - Visiting site
 - Observing an application
 - Taking photographs
 - Collecting samples (residue/formulation)
 - Collecting weather data

- Totality of evidence collected will be reviewed in a two-stage independent review process to determine if the application was made in compliance.
- Respondents will be notified of any alleged violations prior to any final enforcement action is taken; and
- Should there be an enforcement action, the respondent will have

Violations Enforcement



Actions

Types of Enforcement

Actions



*VDACS can take enforcement action against **any person, business or agency** that violates any provision of the Virginia Pesticide Control Act, Regulations, or the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA).*

- Letter of Caution
- Civil Penalties per violation
 - Up to \$1,000 for a non-serious first-time violation
 - Up to \$20,000 for knowing or repeat violations
 - Up to \$100,000 additional in the event of death or serious physical harm to any person.
- Suspension, modification, revocation or denial of business license and/or applicator certification
- Filing of criminal charges
- Refer to U.S. Environmental Protection Agency for federal action

FY23 Violations & Enforcement Actions

July 1, 2022 – June 30, 2023

Top 5 Violations

- #1: Not Certified
- #2: Misuse/Negligence
- #3: Unregistered Pesticide
- #4: No Business License
- #5: Recordkeeping



Non-Compliance Actions

40 Unique Cases
Civil Penalties = \$14,080
Stop Sale = 8
Other Actions = 1
Letter of Caution
Advisory Letter

Appeal Process: *If You Don't Agree*

Informal Fact Finding

- Officer appointed by the Program Manager (Office of Pesticide Services)
- Opportunity for respondent to offer additional information, ask questions
- Officer is authorized to affirm, raise, lower, abate or negotiate a settlement
- Decision can be appealed to Formal Hearing

Formal Hearing

- Officer is Court appointed Attorney
- Hears all relevant information and considers facts of all violations in the case
- Makes recommendation to Board to affirm, raise, lower, abate or may recommend another outcome



THE LABEL IS THE LAW !!

ALWAYS READ AND FOLLOW PESTICIDE PRODUCT LABELING

*It's a violation of Federal and state law to **USE** any pesticide product in a manner inconsistent with its labeling...*

➤ **USE** includes **ALL of the routine activities** that are part of a normal pesticide application:

- MIXING
- LOADING
- APPLYING
- HANDLING A PESTICIDE AFTER THE CONTAINER SEAL IS BROKEN
- CLEAN UP
- STORAGE AND DISPOSAL OF EXCESS PRODUCT & EMPTY CONTAINERS
- TRANSPORTATION



DIRECTIONS FOR USE

It is a violation of Federal law to use this product in any manner inconsistent with its labeling! Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

THE PESTICIDE LABEL

THE INTERSECT OF ESA & FIFRA

ENDANGERED SPECIES ACT

- Provides for the conservation of threatened and endangered plants and animals and the habitats in which they are found.
 - US Fish & Wildlife Services (FWS)
 - US National Oceanic and Atmospheric Administration (NOAA)
- Requires federal agencies, in consultation with the U.S. Fish and Wildlife Service and/or the NOAA Fisheries Service, to ensure that *actions* they authorize, fund, or carry out are not likely to jeopardize the continued existence of any listed species or result in the destruction or adverse modification of designated critical habitat of such species.

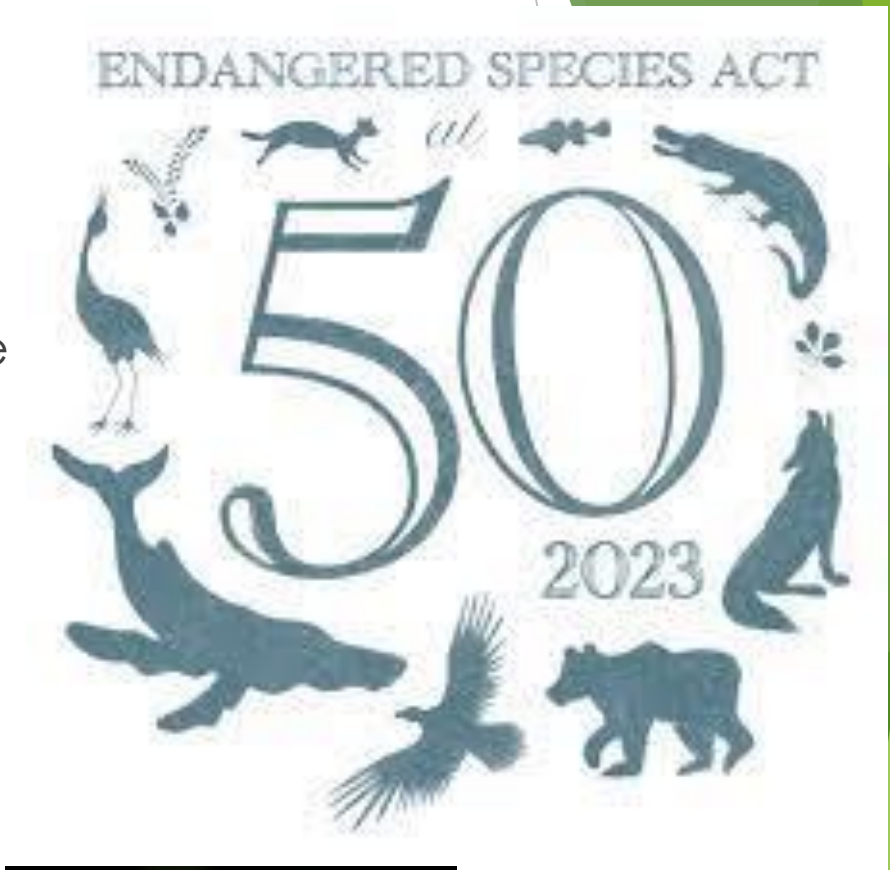
FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

- “*Actions*” for EPA are all pesticide registration decisions (new or registration review).
 - Pesticides are one of many factors that can contribute to population declines of listed species.
- Risk/Benefit Act
 - Many pesticide products and amendments that require EPA assessment and over 1,600 listed species in the United States.
 - Information on the vulnerability, biology, and location of many of these species is limited, especially information on how pesticides may impact their survival



The Label & Pesticide Use Limitation Areas

- ▶ If limitations on pesticide use are necessary to protect listed species or their habitats, they will be referenced on the pesticide label.
- ▶ Any limitations in an area are considered Pesticide Use Limitation Area (PULA).
- ▶ PULA's are contained within Endangered Species Protection Program (ESPP) Bulletins and are accessed through [Bulletins Live! Two](#)
- ▶ A bulletin consists of:
 - ▶ Spatial location of pesticide use limitations
 - ▶ Product/application/formulation information
 - ▶ Limitation/mitigation language
- ▶ **Bulletins are an extension of the label and are enforceable.**
- ▶ Allows for location-specific protections.
- ▶ Bulletins can be converted into a 'printable' pdf.





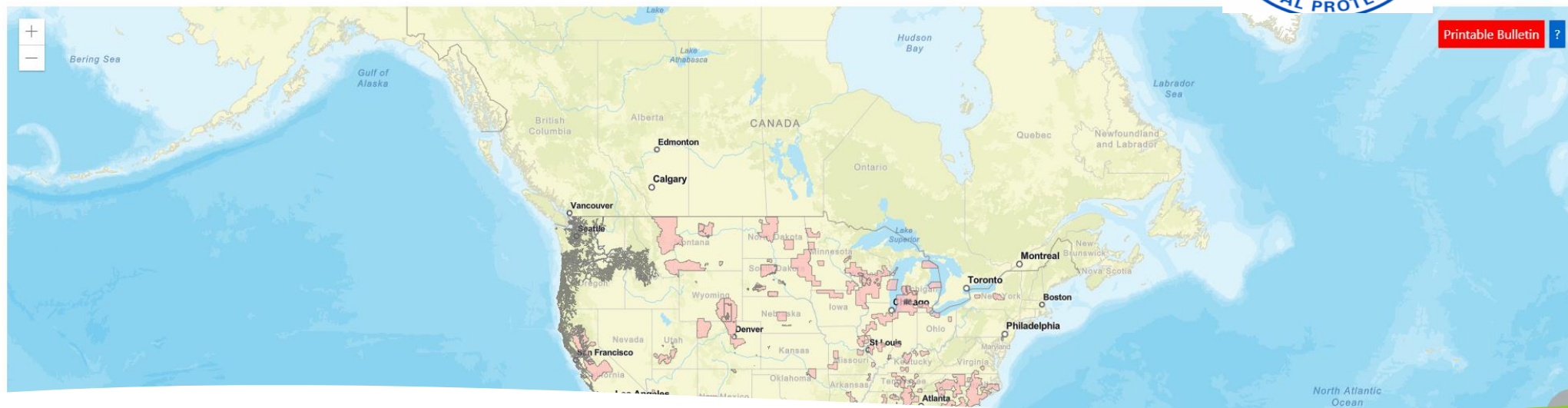
Bulletins Live! Two -- View the Bulletins

For assistance in using Bulletins Live! Two, [view the tutorial](#). Also see [background](#), [notes](#) and a [quick start guide](#) for BLT.

Location Search:
Find Place

Application Month:
August 2023

EPA Registration Number:



Finding Mitigation Requirements

- Bulletins Live! Two allows pesticide users to search by:
 - Location (field, address, crossroads, zip code, GPS coordinates, or other location area)
 - Application Month
 - EPA Registration Number

*In this example,
there are **NO**
pesticide use
limitation in place.*



Endangered Species Protection Bulletin



Application Month: August 2023

Product: ENLIST DUO (62719-649)

- 1 Areas where pesticide use must be limited are identified on the map. A legend is located beside the map to help pinpoint these locations.



Legend

 Limitation Area

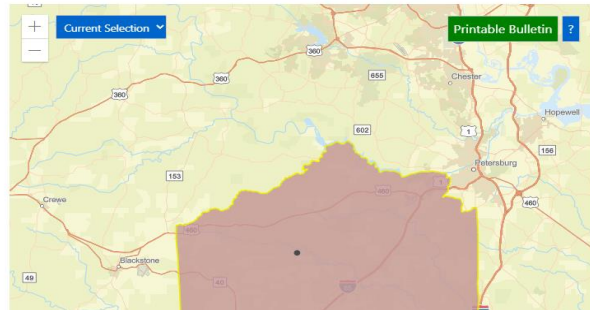
Currently, no pesticide use limitations exist within the printed map view for the month/year and product you selected, beyond the instructions specified on the pesticide label.

Follow the use instructions on your label.

Ensure that your pesticide application area is within the printed map view. If it is not, follow the directions on the Instructions Tab to ensure that your pesticide application area is captured within the printed map view.

Please check back if you plan to apply your pesticide in an area outside the map view or in a month and year other than the one for which this Bulletin is valid.

Limitations for Selected Area	
Pula ID: 52	
Event Name: Dicamba - 2020	
Application Month: August 2023	
Product	Count
AZ1472 PLUS VAPORGRIP TECHNOLOGY (100-1623) Alternate Names: TAVIUM PLUS VAPORGRIP TECHNOLOGY	1
ENGENIA HERBICIDE (7969-472)	1
FEXAPAN PLUS VAPORGRIP TECHNOLOGY (352-938)	1
TAVIUM PLUS VAPORGRIP TECHNOLOGY (100-1623) Alternate Names: TAVIUM PLUS VAPORGRIP TECHNOLOGY	
XTENDIMAX WITH VAPORGRIP TECHNOLOGY (264-1210) Alternate Names: M1768 Herbicide	



In this example, there is a pesticide use limitation in place.

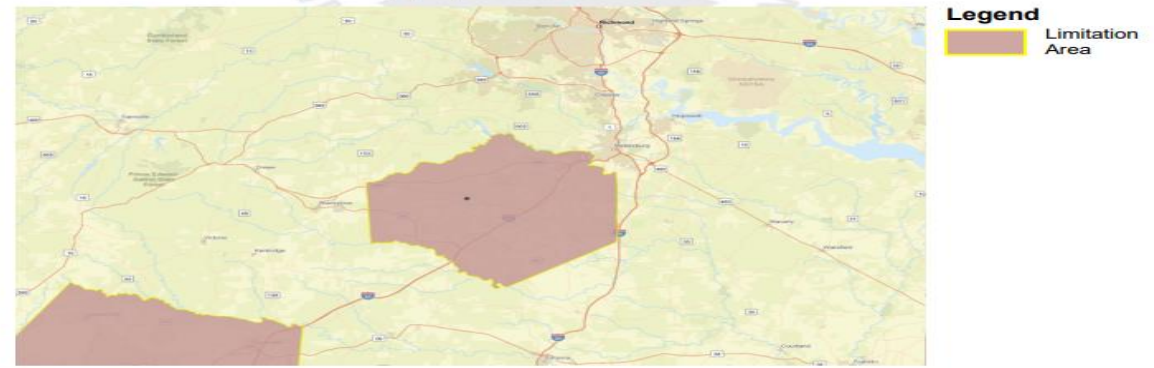


Endangered Species Protection Bulletin



Application Month: August 2023
 Product: All products with limitations in selected area

1 Areas where pesticide use must be limited are identified on the map. A legend is located beside the map to help pinpoint these locations.

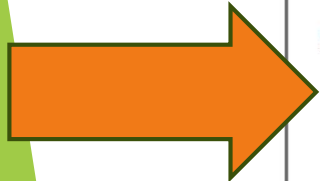


2 Look below at the Pesticide Use Limitation Summary Table. This table lists the user selected Active Ingredient(s) (AIs) or Product(s) with pesticide use limitations on the printed map. Locate the Active Ingredient (AI) or Product you intend to apply in this table and identify the code in the last column. This code indicates the specific limitation associated with that AI or Product. A limitation description for each code can be found below in the Codes and Limitations Table. If multiple Pesticide Use Limitation Areas (PULAs) are visible on the map, these tables provide information for the highlighted PULA.

If you are applying a pesticide that contains more than one Active Ingredient, or multiple Products, then multiple codes may apply. Follow the limitations for all codes when using this pesticide.

Codes and Limitations Table

Code	Limitation
D120	To protect federally listed threatened and endangered species, both a 310-foot in-field wind-directional spray drift buffer and a 57-foot omnidirectional in-field buffer are required. If applying to dicamba-tolerant soybeans with a qualified hooded sprayer, both a 240-foot in-field wind-directional spray drift buffer and a 57-foot omnidirectional in-field buffer are required to protect federally listed threatened and endangered species. Please see the label for a link to the website(s) with your product's qualified hooded sprayers. The following areas may be included in the buffer distance composition when directly adjacent to the treated field edges: 1. Roads, paved or gravel surfaces, mowed grassy areas adjacent to field, and areas of bare ground from recent plowing or grading that are contiguous with the treated field. 2. Planted agricultural fields containing dicamba-resistant plantings of cotton and soybeans. 3. Areas covered by the footprint of a building, silo, or other man made structure with walls and or roof.





Accessing EPA Bulletins

FIFRA

If pesticide label directs user to the *Bulletins Live!* Two website they are required to follow the pesticide use limitations (if any) found in the Bulletin for your county, pesticide active ingredient and application month.

Pesticide users who fail to follow label provisions for their pesticide application, whether that failure results in harm to a listed species or not, will be subject to enforcement under the misuse provisions of FIFRA.

Bulletins are available using EPA's *Bulletins Live!* Two system through the website <https://www.epa.gov/endangered-species/bulletins-live-two-view-bulletins/>

Implications of Label PROVISION "To be used By Certified Applicators only"

RESTRICTED USE PESTICIDE

To be used by certified applicators only; NOT to be used by uncertified persons working under the supervision of a certified applicator

- While some restricted use pesticides allow uncertified persons to work under the supervision of a certified applicator, **pesticides that contain the above statement may only be applied by certified (commercial and private) applicators** (Dicamba and Paraquat)
- Virginia's Certified Registered Technicians **DO NOT** meet the federal definition of a certified applicator thus are prohibited from making applications of any pesticide with the above statement (40 CFR Part 171).

RESTRICTED USE PESTICIDE
DUE TO ACUTE TOXICITY
FOR RETAIL SALE TO AND USE ONLY BY CERTIFIED APPLICATORS - **NOT TO BE USED BY**
UNCERTIFIED PERSONS WORKING UNDER THE SUPERVISION OF A CERTIFIED APPLICATOR.



PESTICIDE PRODUCT REGISTRATION



BE AWARE OF WHAT & WHERE YOU BUY

- § 3.2-3914 of the Virginia Pesticide Control Act requires...**Every** pesticide manufactured, distributed, sold, offered for sale, used, or offered for use shall be registered ...
- Pesticides classified by EPA as 25(b) Exempt products are not exempt from state registration.
- **All** pesticide businesses are required to have a license to sell pesticides in Virginia...this includes businesses that sell pesticides on the internet.
- There are limited exceptions to the business license requirements for businesses

To verify the state registration status of a pesticide; find a registered pesticide for a specific pest; or to verify if pesticide business is licensed, visit our website:

<https://www.vdacs.virginia.gov/pesticides.shtml>

DANGER

PESTICIDE STORAGE

AUTHORISED PERSONNEL ONLY



tips

DON'T:

- Store near food, drinks, medicines
- Store near sensitive areas
- Throw out in local trash

DO:

- Keep in locked, vented container
- Check package integrity often



Pesticide Collection Program



- The disposal of canceled, banned or unwanted pesticides poses a significant challenge to our industry and other pesticide users due to its high cost
- In FY 2023 the program collected 60,000 lbs., to date over 2.4 million lbs. has been collected.



2020-2024 PESTICIDE COLLECTION PROGRAM



Reporting Requirements: Accidents & Incidents *

- Certified commercial or private applicators or registered technicians shall report any pesticide accident or incident in which they are involved that constitutes a threat to any person, to public health or safety, or to the environment, as a result of the use or presence of any pesticide
- Includes both general use and restricted use pesticides
- No minimum amount
- Pesticide accidents/incidents should be reported to VDACS within 48 hours by phone and within 10 days in writing



**There may be other reporting requirements outside of the Act & Regulations...*

Spill Report Information Needed:

- Name of individuals involved in accident or incident;
- Name of pesticide involved;
- Quantity of pesticide spilled and containment procedures;
- Time, date, and location of accident or incident;
- Mitigating actions taken; and
- Name, or description if unnamed, and location of bodies of water nearby where contamination of such bodies of water could reasonably be expected to occur due to natural or manmade actions.





PROTECTING POLLINATORS

VOLUNTARY PLAN TO MITIGATE THE RISK OF PESTICIDES TO MANAGED POLLINATORS



- Voluntary, proactive approach which focuses on **enhanced communication and coordination between pesticide applicators and beekeepers.**
 - Beekeepers providing information regarding the location of their hives; and
 - Pesticide applicators providing advance notice of applications that have the potential to impact managed pollinators.
- To facilitate the communication, VDACS has acquired an online mapping tool:
 - **Agricultural producers and pesticide applicators can register with *FieldCheck*®** view
- **Beekeepers can use *BeeCheck*™** to map the location of their hives.

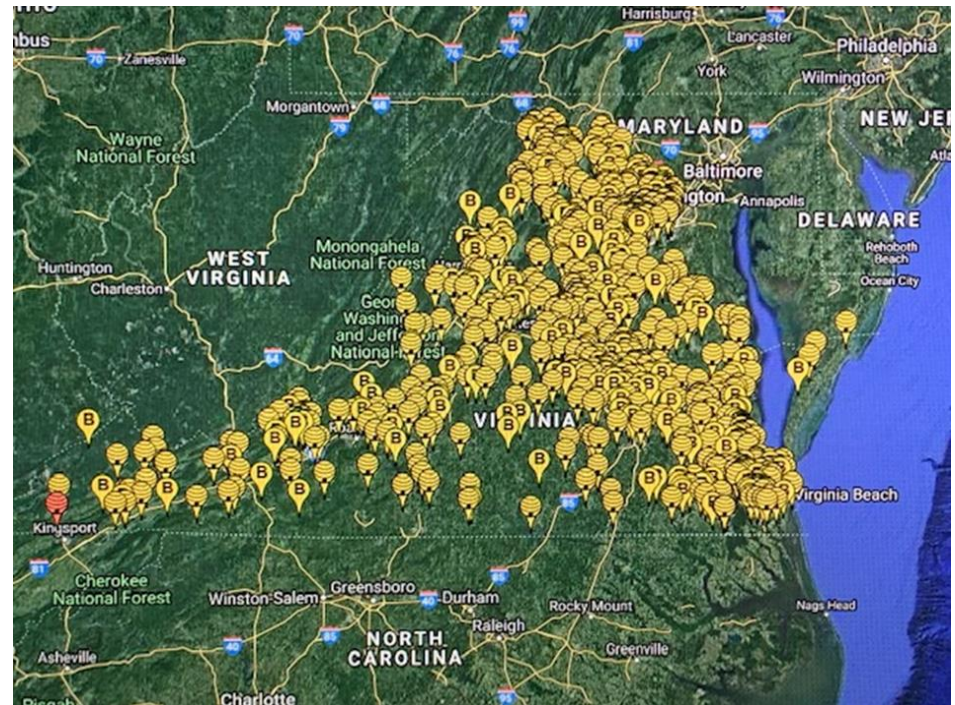


REGISTERED USERS

- 346 Pesticide Applicators
- 965 apiaries
- 4,711 beehives mapped



**BEFORE YOU
SPRAY:
RUN A BEECHECK.**



ONLINE SERVICES

- Applicator Certification
 - Business Licensing
- Product Registration
 - Testing

Apply
Online 





REMOTE TESTING

- Additional fees required for remote testing. Fees are subject to change.
- Once authorization issued, applicant will receive email from Everblue (provider) with information. Email will be sent to email address listed on the application. If email not received but authorization issued, contact VDACS at opsclrt.vdacs@vdacs.virginia.gov as there could be issue with the email provided.
- Just as with DMV and in-person courses, all listed exams must be taken in one testing session. If exams not taken at same time, results may not be accepted.
- Must follow proctoring guidelines or exam session may be rejected. This includes room scan and facing computer during exam.
- Must check technology requirements prior to testing to make sure video of testing session can be recorded.



TESTING REMINDERS

- Authorizations can only be used for one testing session
- All listed exams must be taken during one testing session
- Testers must follow testing protocols set by the test administrator and VDACS.
- For example,
 - DMV does not permit the use of phones during testing so exam sessions may be terminated if a phone is used for any reason.
 - Remote Testing requires testers to face screen during exam and not to look off to the sides.
 - Remote Testing does not allow the use of headphones during testing.

SPANISH REGISTERED TECHNICIAN EXAM

- Currently only available:
 - Remote Testing; and
 - In person (notify Investigator).
- DMV (future).



COMING SOON... BILINGUAL LABELING

- Pesticide Registration Improvement Act 5 requires Spanish language translation for certain sections of the end-use pesticide product labels.
- Translations to be used are available in the EPA Spanish Translation Guide for Pesticide Labeling.
- Only select portions of the label are required for translation.
- Translated label may not be a complete label and will not be reviewed and approved by EPA.



- Select sections include:
 - First aid and precautionary statements label language
 - Signal words
 - Misuse statements
 - Storage and pesticide container disposal instructions
 - Personal Protection Equipment (PPE) label statements
 - Worker Protection Standard (WPS) agricultural use requirements language
- Phased in for all pesticide labels by December 29, 2030.



COMMERCIAL APPLICATORS & REGISTERED TECHNICIANS

*Additional information is required for all recertification
courses for Commercial Applicators & Registered
Technicians*

REMINDER:

Commercial Applicators & Registered Technicians

IT IS YOUR RESPONSIBILITY TO MAINTAIN YOUR CERTIFICATION

- Maintaining your pesticide applicator certification requires you attend an approved category specific recertification course or be retested for each category you hold every **2 years** before your certificate expires; and
- If an applicator does not renew by **June 30** of the year in which the certificate expires, the applicator certification will not be renewed, and the applicator is not allowed by law to apply pesticides.
- After **August 29**, an applicator can no longer renew an expired certificate and will have to reinstate it by examination. This requires the submission of an application and fee to retake the exam(s).



SUPERVISION REQUIREMENTS: REGISTERED TECHNICIANS

- Only certified Commercial Applicators may supervise certified Registered Technicians (RT)
- Prospective pesticide applicators (persons in training) must have **DIRECT ON-SITE** supervision to use any pesticide
- Certified Commercial Applicators
 - Must provide instructions on safe use
 - Is responsible for actions of the RT
 - Training documentation for each category must be submitted to VDACS




TRAINING REGISTERED TECHNICIANS: PROOF OF ADDITIONAL CATEGORY SPECIFIC TRAINING

VIRGINIA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
PESTICIDE APPLICATOR CERTIFICATE

Expires 06/30/2021
REGISTERED TECH FOR BL#54321
Certificate Number 9999-T

J Q APPLICATOR RESOURCE GROUP INC
12345 PESTICIDE PL
LEESBURG,VA 20175


Liza Fleeson Trossbach
Authorized Representative


Cut and Keep in Your wallet.

**For Questions /Concerns call:
Office of Pesticide Services
(804)786-3798**

(Fold Here)

VALID ONLY FOR CATEGORIES LISTED
60 REGISTERED TECHNICIAN 06/30/2021

TRAINED IN
FOREST PEST CONTROL
ORNAMENTAL CONTROL
RIGHT-OF-WAY PEST CONTROL




Sign Here _____ Pesticide Applicator

VIRGINIA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
P O BOX 1163, RICHMOND VA 23218-1163

PESTICIDE APPLICATOR CERTIFICATE


Issued 08/07/2019
Expires 06/30/2021

REGISTERED TECH FOR BL# 54321
Fee Paid _____
Certificate Number 9999-T



Issued in accordance with application duly executed by the person shown below who has agreed to comply with all applicable laws, rules and regulations

J Q APPLICATOR RESOURCE GROUP INC
12345 PESTICIDE PL
LEESBURG,VA 20175



- Only Certified Commercial Applicators may supervise the use of pesticides
- The CCA trainer must submit a completed additional training form for the RT changing or adding categories.
- Training must be documented and submitted to VDACS within 10 calendar days of completion of such training.

SERVICE CONTAINER

LABELS

Required for ALL service containers
exceeding

3-gallons or 3 lbs

If the pesticide being temporarily stored or transported will be applied without further dilution, the container must have a securely attached label as → the example



Round Up Pro

EPA # 524-475

Glyphosate

2% Diluted

CAUTION



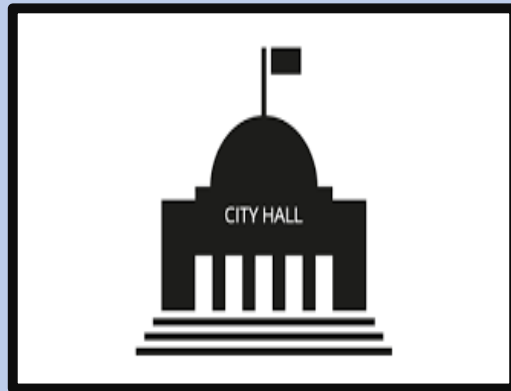
UNMANNED AERIAL VEHICLES (UAV) AND SYSTEMS (UAS) REQUIREMENTS

- Pesticide applicators applying pesticides using UAV/UAS are required to be certified as a commercial applicator in Category 11 or, for registered technicians, are required to have received category specific training from an applicator certified in Category 11:

11. Aerial pesticide application. This category is for commercial applicators who will be using or supervising the use of any pesticide applied by fixed- or rotary-wing aircraft.

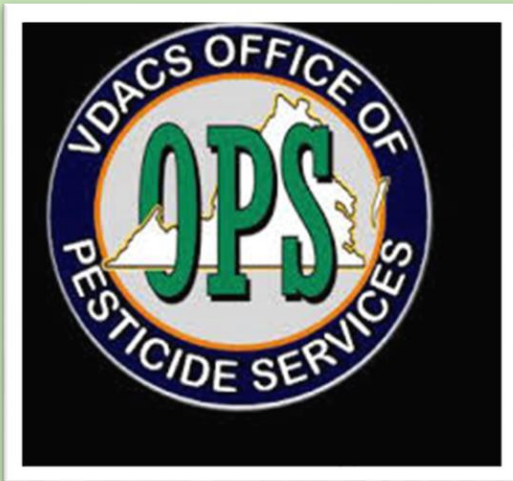
REMINDER: Government Employees & Volunteers

- All Government employees who apply pesticides are required to be certified:
 - Commercial Not-for-Hire; or
 - Registered Technician
- Certification is valid only when applying or supervising application of pesticides used by such governmental agencies.
- Do not work for a “pesticide business” so are not required to have a certified commercial applicator on Staff, however, only certified commercial applicators can train registered technicians.



- *That means, Governmental agencies need to:*
 - Have a certified commercial applicator on Staff to train prospective registered technicians; or
 - Work with other Governmental agencies with a certified commercial applicator to train new prospective registered technicians; or
 - Hire or otherwise retain a certified commercial applicator to train prospective registered technicians.
- In all cases, the certified commercial applicator must be certified in the category in which the registered technician will be working. These same requirements also apply to volunteers applying and using pesticides for a governmental organization. II

WE CAN



Shaquilla Byars
Commercial Business
Licensing
(804) 225-2223

Joan Hammond
Private Applicator
Certification
(804) 371-0209

Commercial Applicator
Certification
(804) 371-0152

Kaylen Smith
Registered Technician
Certification
(804) 371-0872



Christine Haslam

(757) 406-2502

christine.haslam@vdacs.virgini

a.gov

PRIVATE APPLICATORS

Required additional information for all recertification courses for Private Applicators

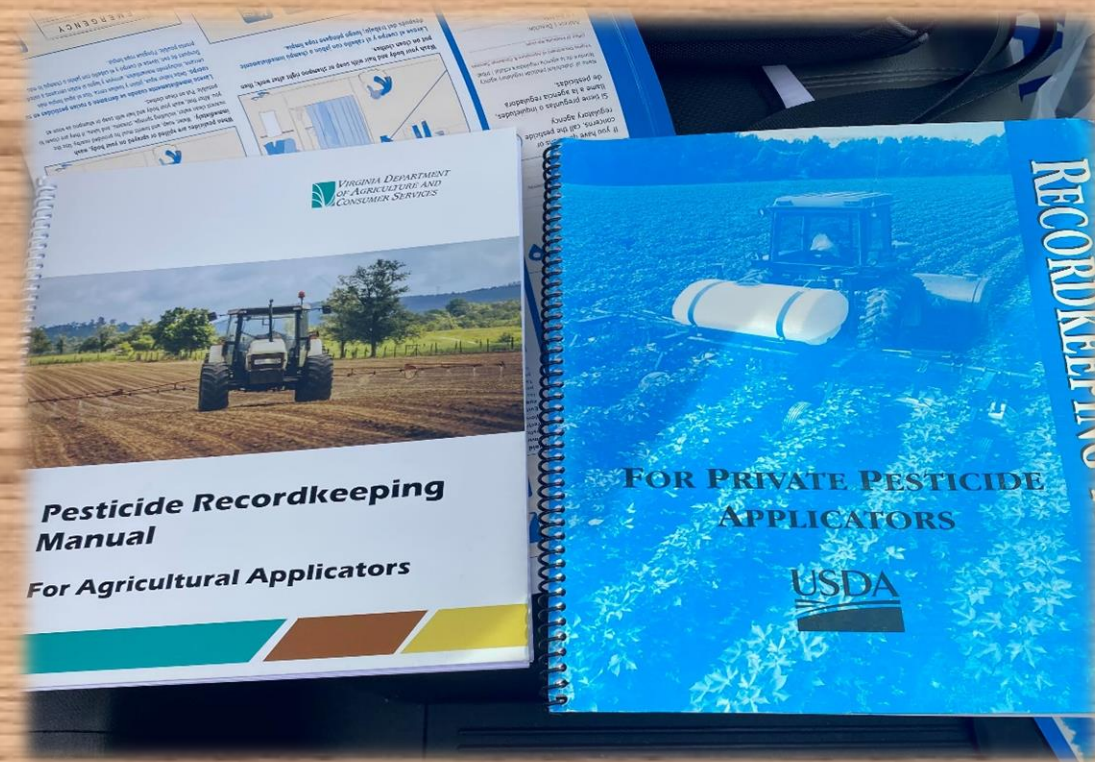
REMINDER

PRIVATE APPLICATOR CERTIFICATION

- Maintain your pesticide applicator certification by attending a recertification course approved for the category(s) of applications in which you are certified.
 - Renewal - Certificates are renewed biennially
 - Recertification - Applicators must obtain recertification credit for each category they hold prior to the expiration of their applicator certificate. Applicators receive 2 years of credit for each category for which the course was approved. Applicators may accumulate up to four years of credit from the expiration date of their certificate.
- If an applicator does not renew December 31, they are not allowed by law to apply pesticides.
- Applicators are granted 60 days after December 31 to obtain recertification credit to renew their expired certificate, otherwise they will have to be reexamined.
- After the 60 day grace period, the only way to renew their certificate is by examination.

RECORDKEEPING

- For Private Applicators
- Requirements under the Worker Protection Standard (WPS); and
- Requirements for the use of Restricted Use Pesticides (RUP).

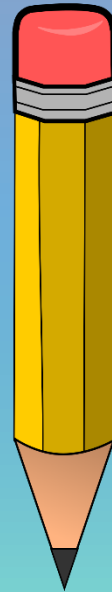


WORKER PROTECTION STANDARD

Pesticide records must contain:

1. Name of the pesticide applied,
2. Active ingredient,
3. EPA registration number,
4. REI,
5. Crop or site treated,
6. Location and description of the treated area(s), Date(s) and times application started and ended, and
7. Safety Data Sheet of the pesticide applied.

Pesticide records must be maintained for any covered use of a WPS labeled pesticide for either general-use or restricted-use pesticides.



RESTRICTED USE PESTICIDES

The 9 required elements that must be recorded within 14 days of each RUP application are as follows:

1. The brand or product name,
2. The EPA registration number,
3. The total amount applied,
4. The month, day, and year,
5. The location of the application,
6. The crop, commodity, stored product, or site,
7. The size of area treated,
8. The name of the certified applicator, and
9. The certification number of the certified applicator.

FEDERAL WORKER PROTECTION STANDARD

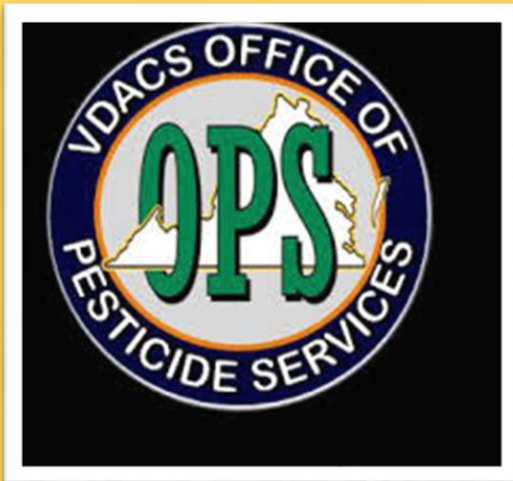
- 40 CFR Part 170, Worker Protection Standard, Revised in 2015
- **Goal to reduce pesticide poisonings and injuries among agricultural workers and pesticide handlers.**
- All requirements of the revised WPS are now in effect.
- Related WPS resources, including the revised How to Comply Manual, are available online and you may also request a hard copy by contacting our office.
 - **-EPA Worker Protection Standard** webpage:
<https://www.epa.gov/pesticide-worker-safety/agricultural-worker-protection-standard-wps>
 - **Pesticide Educational Resources Collaborative (PERC)** www.pesticideresources.org
 - Contact Sue Odom, Coordinator, at VDACS for assistance finding WPS resources.
Email: susan.odom@vdacs.virginia.gov or **Phone:** 804-786-8934

PROGRAM
UPDATES

FARMWORKER
TRAINING

- Telamon has been awarded funding to provide training:
 - Meets requirements of Worker Protection Standard;
 - Available in English, Spanish and Haitian Creole;
 - Statewide; and
 - Free of charge.
- **Contact:**
Sieger Bokschoten
Pesticide and Workplace Safety
Trainer
Cell (540) 532-9576
sbokschoten@telamon.org

WE CAN



Shaquilla Byars
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