

## PART 170—WORKER PROTECTION STANDARD

### Subpart A—General Provisions

- Sec.  
 170.1 Scope and purpose.  
 170.3 Definitions.  
 170.5 Effective date and compliance dates.  
 170.7 General duties and prohibited actions.  
 170.9 Violations of this part.

### Subpart B—Standard for Workers

- 170.102 Applicability of this subpart.  
 170.103 Exceptions.  
 170.104 Exemptions.  
 170.110 Restrictions associated with pesticide applications.  
 170.112 Entry restrictions.  
 170.120 Notice of applications.  
 170.122 Providing specific information about applications.  
 170.124 Notice of applications to handler employers.  
 170.130 Pesticide safety training for workers.  
 170.135 Posted pesticide safety information.  
 170.150 Decontamination.  
 170.160 Emergency assistance.

### Subpart C—Standard for Pesticide Handlers

- 170.202 Applicability of this subpart.  
 170.203 Exceptions.  
 170.204 Exemptions.  
 170.210 Restrictions during applications.  
 170.222 Providing specific information about applications.  
 170.224 Notice of applications to agricultural employers.  
 170.230 Pesticide safety training for handlers.  
 170.232 Knowledge of labeling and site-specific information.  
 170.234 Safe operation of equipment.  
 170.235 Posted pesticide safety information.  
 170.240 Personal protective equipment.  
 170.250 Decontamination.  
 170.260 Emergency assistance.

AUTHORITY: 7 U.S.C. 136w.

SOURCE: 57 FR 38151, Aug. 21, 1992, unless otherwise noted.

### Subpart A—General Provisions

#### § 170.1 Scope and purpose.

This part contains a standard designed to reduce the risks of illness or injury resulting from workers' and handlers' occupational exposures to pesticides used in the production of agricultural plants on farms or in nurs-

eries, greenhouses, and forests and also from the accidental exposure of workers and other persons to such pesticides. It requires workplace practices designed to reduce or eliminate exposure to pesticides and establishes procedures for responding to exposure-related emergencies.

#### § 170.3 Definitions.

Terms used in this part have the same meanings they have in the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. In addition, the following terms, when used in this part, shall have the following meanings:

*Agricultural employer* means any person who hires or contracts for the services of workers, for any type of compensation, to perform activities related to the production of agricultural plants, or any person who is an owner of or is responsible for the management or condition of an agricultural establishment that uses such workers.

*Agricultural establishment* means any farm, forest, nursery, or greenhouse.

*Agricultural plant* means any plant grown or maintained for commercial or research purposes and includes, but is not limited to, food, feed, and fiber plants; trees; turfgrass; flowers, shrubs; ornamentals; and seedlings.

*Chemigation* means the application of pesticides through irrigation systems.

*Commercial pesticide handling establishment* means any establishment, other than an agricultural establishment, that:

(1) Employs any person, including a self-employed person, to apply on an agricultural establishment, pesticides used in the production of agricultural plants.

(2) Employs any person, including a self-employed person, to perform on an agricultural establishment, tasks as a crop advisor.

*Crop advisor* means any person who is assessing pest numbers or damage, pesticide distribution, or the status or requirements of agricultural plants. The term does not include any person who is performing hand labor tasks.

*Early entry* means entry by a worker into a treated area on the agricultural