



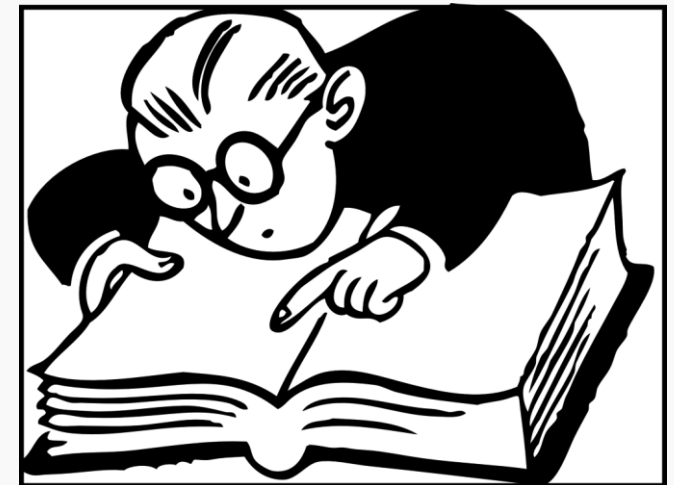
Office of Compliance 2020 Update

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- I. What's New?—OECA Office of Compliance Project Updates
 - II. Pesticide Enforcement & Compliance Grants
 - III. Upcoming Inspector Training

FIFRA Inspection Manual Revisions

- As a reminder the updated FIFRA Inspection Manual (dated August 1, 2019) is now available
- Revisions include:
 - Updated CBI Section
 - Updated exhibits
 - Provides clarification for specific sections of text
- The Manual is posted on EPA's public website at:
<https://www.epa.gov/compliance/guidance-federal-insecticide-fungicide-and-rodenticide-act-fifra-inspection-manual>



Worker Protection Standard Focused Inspection Pilot

- On December 19, 2019, OC announced the availability of a voluntary WPS Focused Inspection Pilot.
- The purpose of piloting focused WPS inspections is for states and tribes to investigate possible benefits of conducting inspections that evaluate a subset of WPS requirements:
 1. Information based requirements.
 2. Protection based requirements.
 3. Mitigation based requirements.

Goals of the WPS Focused Inspection Pilot

- Provides greater flexibility in the use of inspection resources.
- Identify possible efficiencies and time savings when conducting focused WPS inspections.
- Evaluate if pilot increases the number of inspections and variety of facilities inspected.
- Evaluate if focused inspections enable a state or tribe to assess compliance challenges and more effectively target compliance assurance resources.
- Evaluate the effectiveness of focused WPS inspections in identifying non compliance.



Interim Policy on Inspection Report Timeliness and Standardization (June 2018)

- Establishes inspection practices for the appropriate and timely notification of EPA inspection results to facilities and the public.
- Applies to:
 - On-site inspections or other field location where EPA is the lead or a co-lead with an authorized state or tribe for an inspection to determine compliance.
 - EPA employees, Senior Environmental Employees, and contractor inspectors who conduct inspections on behalf of EPA with a federal credential.
- Does **not** apply to:
 - State, Tribal, or Inter-tribal Consortia inspectors who conduct inspections on behalf of EPA with a federal credential.
 - State, Tribal, or Inter-tribal Consortia inspectors without a federal credential.

Executive Orders

- On-Site Civil Inspection Procedures Rule
 - This rule describes Agency procedures for conducting on-site civil inspections, as required by Executive Order 13892, Section 7, Ensuring Reasonable Administrative Inspections.
 - The rule addresses facility notification, access to a facility, opening conference, physical inspection, and closing conference.
 - The rule requires EPA to write an inspection report and share it with the facility.
 - The rule does not apply to federally credentialed state and tribal inspectors conducting inspections on EPA's behalf.

Executive Orders (Cont.)

- New Active Guidance Portal
 - Executive Order 13891, Promoting the Rule of Law Through Improved Agency Guidance, promotes transparency by providing access to all active guidance documents via an online portal.
 - Includes all guidance anticipated to have substantial future effect on the behavior of regulated parties or the public.
 - See <https://www.epa.gov/guidance>.

New Learning Management System for Inspector Training



- FedTalent is EPA's new eLearning management system for all EPA civil inspector training required for credentials.
- Currently, all EPA inspectors are using FedTalent to take and document their inspector training.
- State and tribal inspectors will now take their training for EPA credentials in FedTalent, but will continue to use the Inspector Credential Database in SharePoint to document their training.
- Piloting FedTalent system for streamlining new electronic credentialing process.
- Contact your regional credential coordinator for training or assistance.

FIFRA Section 7 Reporting

Section Seven Tracking System (eSSTS)



Form 3540-8
new establishment
registration



Form 3540-16
Annual and
Initial reports



The Impact

20,000+
Hours saved annually by
maintaining forms electronically

\$1.6 million+
Annually saved through
electronic submissions

100,000+
Pieces of paper saved
annually

Benefits



Visibility

conveniently store all company records in one online location



Efficiency

submit forms electronically and upload multiple reports at a time



Security

increased for industry users by encrypting in progress data



Response Time

register new establishments in a few days rather than months, allowing for faster marketplace access

OECA's Pesticide Enforcement & Compliance Grants

- Increase in FIFRA Grant Funding
- FY22-25 FIFRA CAG
- OC conducts a Grantee FIFRA Cooperative Agreement Guidance Data Analysis
- FIFRA CAG Database development

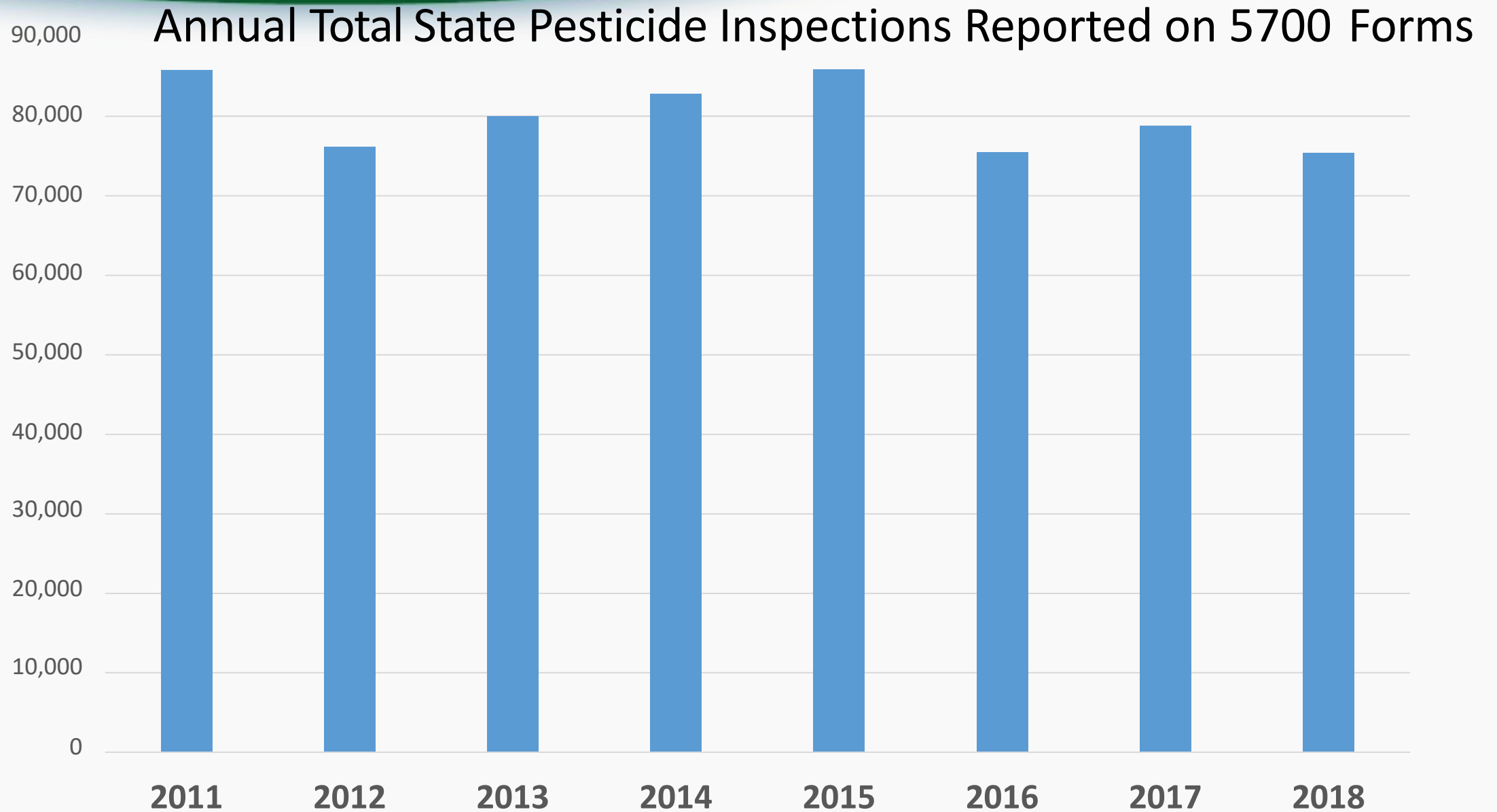
Increase in FIFRA Grant Funding

- OECA provides annual State and Tribal Assistance Grant (STAG) funding to states, territories and tribes to conduct FIFRA compliance monitoring, compliance assistance and enforcement activities
 - In FY2019 EPA received \$17 million.
 - In FY2020, EPA received \$24 million.

FY2022 - 2025 Cooperative Agreement Guidance (CAG)

- The purpose of the CAG is to:
 - identify program and compliance enforcement areas that must be addressed in grantee agreements.
 - provide information on workplan generation, reporting and other requirements.
- OPP and OECA have begun work on the development of the FY22-25 CAG.
- Once developed, a draft will be circulated to regional offices and co-regulators for comment and undergo formal Tribal Consultation.

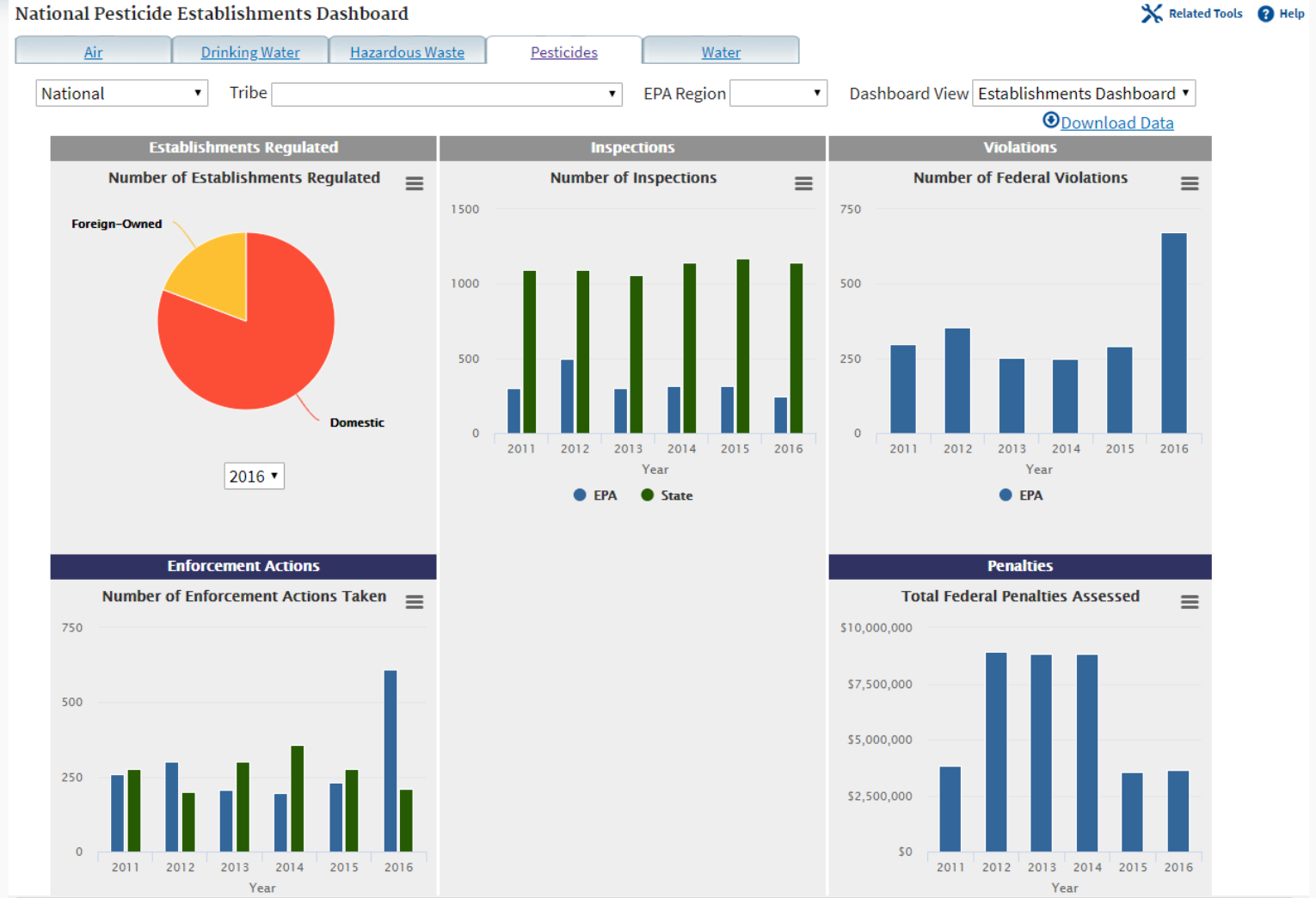
Analysis of State Pesticide Inspections



Improving Transparency

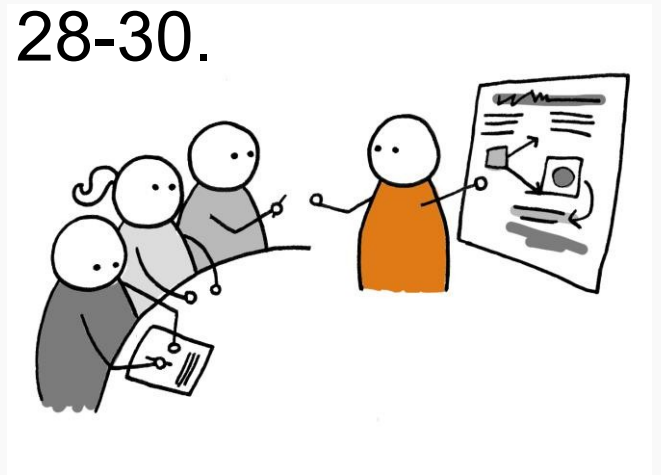
<https://echo.epa.gov/>

- National Pesticide Establishments Dashboard.
- National Pesticide Worker Protection Standard (WPS) Dashboard.



Upcoming Inspector Training

- 2020 Pesticide Inspector Residential Trainings (PIRTs)
 - Tribal PIRT
 - Tulsa, Oklahoma (Muscogee Creek Nation): April 28-30.
 - Pesticide Enforcement and Use Concerns PIRT
 - Northampton, Massachusetts: May 4-8
 - Basic/New Inspector PIRT
 - Savannah, Georgia: September 28 - October 2.
- If your state, territory, or tribe is interested in hosting one of the two National PIRTs in 2021, please email Kelly Engle at engle.kelly@epa.gov.





Questions?