

Marketplace Label Enforcement Perspectives

Web-Distributed Quality Assurance and Enforcement Issues

The Pesticide Stewardship Alliance,
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Session II-B



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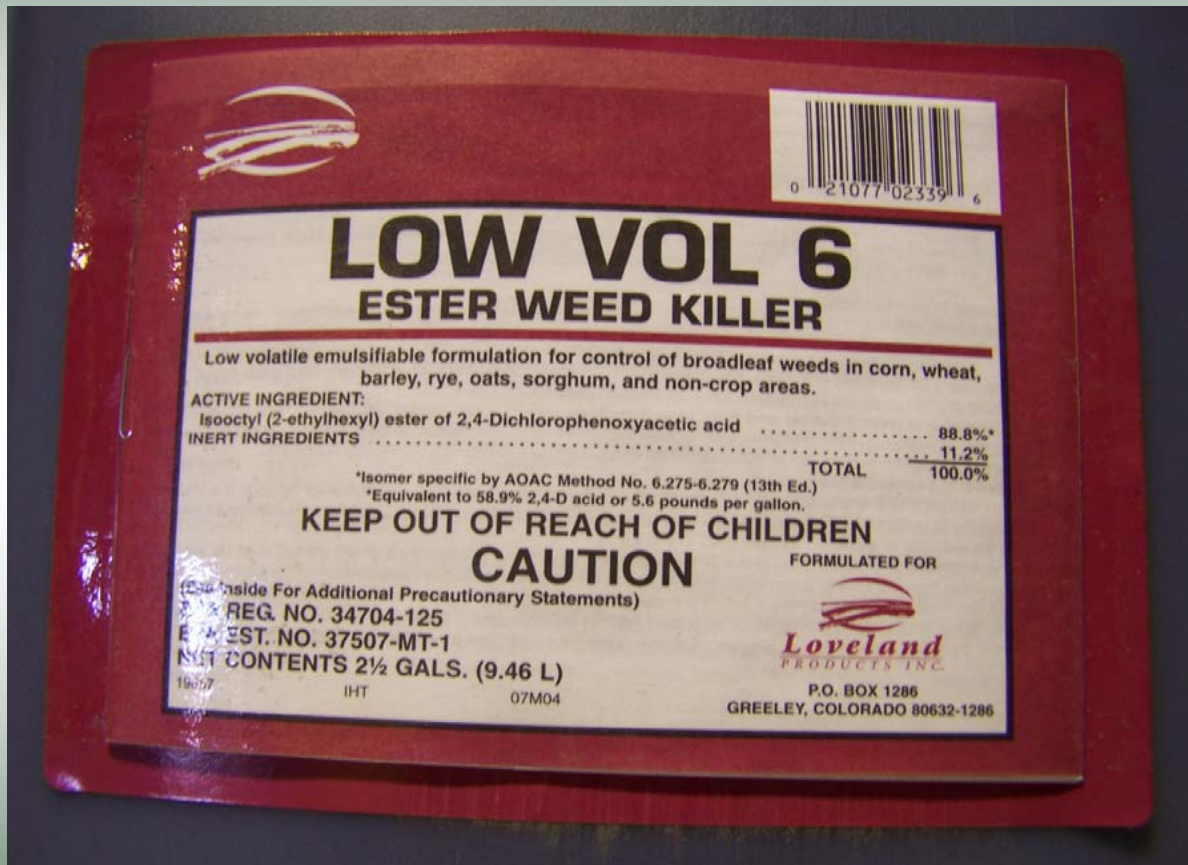
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EPA Market Place Inspection
To Determine Compliance With FIFRA
Section 8(a)(b), 9(a), 12(a)(2)(b)

Terms

FIFRA	Federal Insecticide, Fungicide, and Rodenticide Act
Section 8	Books and Records
Section 9	Inspection of Establishment
Section 12	Unlawful Acts

There is more to identifying a label than the EPA Registration Number



PULL HERE TO OPEN

RESTRICTED USE PESTICIDE DUE TO ACUTE TOXICITY

FOR RETAIL SALE TO AND USE ONLY BY CERTIFIED APPLICATORS OR PERSONS UNDER THEIR DIRECT SUPERVISION AND ONLY FOR THOSE USES COVERED BY THE CERTIFIED APPLICATOR'S CERTIFICATION.



Herbicide

A Weed, Grass, and Harvest Aid Desiccant/Defoliant Herbicide

Active Ingredient:

Paraquat dichloride (1,1'-dimethyl-4,4'-bipyridinium dichloride)	30.1%
Other Ingredients:	69.9%
Total:	100.0%

Contains 2.0 pounds paraquat cation per gallon as 2.762 pounds salt per gallon. Contains alerting agent (odor), emetic, dye and Inteon Technology.

- NEVER PUT INTO FOOD, DRINK OR OTHER CONTAINERS.
- IF SWALLOWED, TAKE IMMEDIATE ACTION AS PRESCRIBED IN FIRST AID STATEMENT. SYMPTOMS ARE PROLONGED AND PAINFUL.
- DO NOT USE OR STORE IN OR AROUND THE HOME.
- DO NOT REMOVE CONTENTS EXCEPT FOR IMMEDIATE USE.
- THE ODOR OF THIS PRODUCT IS FROM THE ALERTING AGENT WHICH HAS BEEN ADDED, NOT FROM PARAQUAT.

KEEP OUT OF REACH OF CHILDREN.

DANGER/ PELIGRO **POISON**

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

EPA Reg. No. 100-1217
EPA Est. 100-TX-001
SCP 1217A-L1 0805
197427

2.5 gallons
Net Contents



(01) 0 07 02941 23005 7

Label Revision Code

- Some registrants do not change the label ID when the label is revised - Not a requirement
- Having the same label ID is not an absolute guarantee that it is the same label
- The label submitted may not list a specific size (i.e. net contents) or it may list several sizes. Doesn't really matter as long as the use directions and precautionary statements are the same for all sizes
- E-labeling may help to resolve some of the issues

Observations

- ◆ Some registrants do not use label ID
- ◆ Registrants do not keep labels current with state registration office
- ◆ Labels on file can be years old
- ◆ Registrant may only supply one label when different quantity sizes are sold

Registration Data Base

EPA REG. NO.	Product Name	Label ID
62719-516	Showcase Specialty Herbicide	900-012008 / 00259388
62719-517	Accord XRT Herbicide	900-012365 / 00256092
62719-517	Durango Herbicide	900-012369 / 00256536

EPA-FIFRA Marketplace Inspection

- ◆ Download registration database
- ◆ Find EPA REG. NO.
- ◆ Compare Label ID
 - If same move on
 - If different check required label elements

Pesticide Labeling Checklist

- ◆ Pesticides Packaged, Labeled and Released for Shipment/ Section 9(a)
 - Brand Name(s)
 - EPA Registration Number(s)
 - Labeling and Label Review/40 CFR Part 156

Pesticide Labeling Checklist Continued

- ◆ Child-Resistant Packaging Requirements for Each Pesticide Product Packaged and Labeled and Distributed-Sold/40 CFR Part 157
- ◆ Criteria Requiring Child-Resistant Packaging (push top caps-non ag crops)
- ◆ Unit Packaging

2007 Inspection Results

Database to Inspection Findings #1

- ◆ Inspected all pesticides at ag dealership
- ◆ 84 pesticides
- ◆ 20% of the label ID's matched WSDA registration database
- ◆ 3 unregistered

2007 Inspection Results

Database to Inspection Findings #2

- ◆ Inspected all pesticides at ag dealership
- ◆ 25 pesticides
- ◆ 20% of the label ID's matched WSDA registration database
- ◆ 1 unregistered

Investigations

Critical to identify pesticide label used during the application

- ◆ Obtain a label from the applicator
- ◆ Getting a label from the registration office using only the EPA REG. NO. may be misleading
- ◆ Label language changes without notice

Case Example

- ◆ Case involved human exposures
- ◆ Requested a label from the registration office giving the product name and EPA REG. NO.
- ◆ Office label was 18 pages for 55 gallon drums
- ◆ Pesticide used was bulk-11 page label
- ◆ Same EPA Reg No, different label ID

Labeling Responsibility

- ◆ Bulk Delivery from registrant to dealer
 - Registrant is responsible to give tank label to transportation company
 - Upon delivery transportation company puts label on tank and fills in EPA Establishment number, and net contents delivered
 - If tank label is same OK to update information

Labeling Responsibility

- ◆ Repackaging at dealership
 - Dealer Affixes Use Label
 - Dealer affixes container label
 - EPA Establishment Number
 - Net Contents

E-labeling

- ◆ Require label identifier
- ◆ If label changes the label identifier/revision code needs to change
- ◆ The label submitted may not need to list a specific size (i.e. net contents) as long as the use directions and precautionary statements are the same for all sizes
- ◆ A database that could quickly and easily tell which label(s) are registered and approved for use at any given moment

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