

PHASE II SOIL FUMIGATION LABELING (2012) HISTORY



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FUMIGANTS AFFECTED

- Methyl Bromide and Mbr/chloropicrin products
- Chloropicrin
- Metam sodium/potassium
- Dazomet
- 1,3-D with chloropicrin

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FEDERAL PROCESS

- 2004 – Public participation process begins
- 2005 - Draft risk assessment, nationwide meetings
- 2006 – Public comments on risk assessments
- 2007 - Public comments on mitigations
- 2008 – REDs issued, Tour & meeting in CA

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- 2009 – Amended REDs issued
- 2010 – Phase I labels in effect at end of December
 - CA MITC permit conditions
- 2011 – **Phase II to take effect (12/11)**
 - Chloropicrin permit conditions for Central Valley
- 2012 – Actual date to take effect (12/12)

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- CA Phase I training
 - ✦ 12/2010 – 2/2011
 - Phase I Labeling
 - MITC permit conditions
- FAQ letter, Phase 2
 - ✦ (ENF 13-25) – March 2013
- Phase II overview letter
 - ✦ (ENF 12-16) – August 2012

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- Recommended Permit Conditions, Phase 2
 - ✦ (ENF 12-21 Amended) – March 2013
 - Implementation and enforcement status
 - Restricted Materials and Permitting (Revisions)
- FAQ letter, Phase 2
 - ✦ Due out in March 2013

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- CA Phase II training October – November 2012
 - ✦ Buffer zones
 - ✦ Emergency Preparedness and Response Measures
 - ✦ Registrant training and Outreach
 - Certified applicator training
 - Emergency responder training
 - Community outreach

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LABELING REGULATIONS PERMIT CONDITIONS

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Labeling vs Regulations vs Permit Conditions

- Basic rule:
 - ✦ When there are differences between labeling, permit conditions, and regulations or laws, the most restrictive requirement is enforced.

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Labeling vs Regulations vs Permit Conditions

- Exceptions: DPR written guidance
 - ✦ ENF letter
 - ✦ Compendium
- Examples
 - ✦ Handler phone # and addresses on FMP
 - ✦ Allowance of regulatory respirator use with out air monitoring (MBr/Pic - < 20%Pic)

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The End

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