

# REVISIONS TO RESEARCH AUTHORIZATION REGULATIONS

PREC

July 17, 2015

# BACKGROUND

- Required prior to research on unregistered use of a pesticide in CA, except when:
  - Registrant is property operator
  - College/university personnel with established pesticide use policy
- Allows registrants to collect field data to support CA registration of a new product/new use of a registered product
  - Certain registration data must reflect CA use conditions

# CURRENT APPLICATION FORM & APPROVAL PROCESS

- 3 CCR §6262(a): Examples of information on application form:
  - Information about pesticide being applied
  - Type of site/commodity & stage of growth at application
  - Size, number, and total area of trials
  - Date of first & last applications
  - Type of data sought
  - Planned disposition of treated commodity
- DPR has authority to require additional data
- DPR evaluates potential hazards
  - Decides whether to issue research authorization
  - Determines any restrictions

# CURRENT NOTIFICATION REQUIREMENTS

- **3 CCR § 6264(a): 24-hour notice to CAC before application**
  - **Current notice contents=restricted materials notice of intent (NOI)**
    - Permit number
    - Name & address of permittee and applicator
    - Location of areas to be treated and name of farm operator
    - Crop or commodity, or if there is no crop or commodity the site to be treated
    - Approximate acres or other units
    - Method of application
    - Pesticide(s)
    - Dilution, volume per acre or other units, and dosage
    - Pests to be controlled
    - Date intended application is to commence
    - ID areas that may be adversely impacted (may use map/aerial photograph)
  - Copy of approved research authorization
  - Plot map of exact location of trial to CAC within 7 days after application

# CURRENT REPORTING REQUIREMENTS

- **3 CCR 6266(a): Experimental trial report to CAC**
  - After final pesticide application
  - At least 24 hours prior to harvest or crop destruction
  - Includes: commodity/site treated & location, date & method of disposition, etc.
  
- **3 CCR 6266(b): Experimental pesticide use report to DPR**
  - Within 2 weeks following expiration date
  - Includes: product info, commodity/site treated, rate & total amount of AI used, total acres treated, counties, etc.

Report contents are currently listed in regulation.

# PROPOSED CHANGES TO REGULATIONS

1) Incorporate application, experimental trial report, and experimental use report forms by reference

- No longer list out required elements in regulation
- Reference form numbers available on internet

2) Request additional clarifying information on pesticide and application

3) Revise notification requirements

4) Minor, nonsubstantive changes to 3 CCR §6260

# PROPOSED CHANGES: REQUEST ADDITIONAL INFORMATION

## ■ APPLICATION FORM:

- Add clarifying questions: email address, cell phone, fumigant, formulation type, multiple applications, trial completion date, etc.
- Request “Product name” & “Active ingredient”
  - If AI not in any products registered at U.S. EPA or adjuvants registered with DPR, may supply AI in separate confidential statement

## ■ EXPERIMENTAL TRIAL REPORT & PESTICIDE USE REPORT

- Minor wording changes/clarifications

Purpose: Ensure DPR and CACs have all necessary information to evaluate the research authorization

# PROPOSED CHANGES: REVISIONS TO NOTIFICATION

## ■ PROPOSED CHANGES:

- Increase notice to 72 hours, unless CAC approves less notice
- List out notice contents in 3 CCR §6264 instead of referring to restricted materials NOI
  - Provide location of each trial on plot map
  - Require ID of sensitive sites on map/aerial photograph
- Notify DPR at same time as CAC

## ■ PURPOSE:

- 24-hour notice may be first time CAC aware of trial
- 24 hours may not be adequate to assess potential impacts & contact DPR
- Ensure DPR has information at same time as CAC

# NEXT STEPS

- Proposed regulation package posted on DPR's web page <http://www.cdpr.ca.gov/docs/legbills/rulepkgs.htm>
- Comment period July 10-August 24