



California Notice 2007-7

NOTICE OF FINAL DECISION REGARDING RENEWAL OF REGISTRATION OF PESTICIDE PRODUCTS FOR 2007

The Director of the Department of Pesticide Regulation (DPR), pursuant to Title 3, California Code of Regulations (3CCR) section 6255, files this notice regarding the 2007 renewal of pesticide product registrations with the Secretary of the Resources Agency to be posted for a period of 30 days for public inspection. DPR initially proposed to renew the registrations of pesticide products for the calendar year 2007 by posting a notice, dated October 25, 2006, for public review and comment pursuant to 3CCR section 6253.

Introduction

DPR thoroughly evaluates each pesticide active ingredient substance before it is registered for the first time. In addition, DPR endeavors to eliminate from use any pesticide product that endangers the environment or is not beneficial for the purpose for which it was sold or is misrepresented.

The renewal of the certificate of registration of a pesticide product for a subsequent year requires submission of a renewal application and fee within one month of the December 31 expiration date. Food and Agricultural Code (FAC) section 12812 authorizes the Director to establish, by regulation, annual fees for each product submitted for registration and penalties for the late payment of registration fees. The adoption of 3CCR section 6216 established the annual renewal fee at \$750 for each pesticide product. Late submissions incur a penalty fee as provided for in FAC section 12818 and 3CCR section 6217. The registrations of pesticide products are renewed following each registrant's compliance with filing and fee payment requirements.

If a case for reevaluation of a registered pesticide is advanced, DPR evaluates the information to determine if a reevaluation should be initiated. DPR may decide to place a pesticide product into reevaluation as a result of input derived from various sources including:

1. DPR's evaluation of public and private research studies.
2. DPR's regular consultation with DPR's Pesticide Registration and Evaluation Committee.
3. Daily registration activities and contact with the U.S. Environmental Protection Agency.
4. Registrant submissions of adverse effects disclosures pursuant to FAC section 12825.5.



5. Public comments, which may be received at any time or may result from DPR's posting of notices of registration activities for review.

DPR posts notices of proposed reevaluations for 30 days to provide opportunity for public comment. DPR files notices of final reevaluation decisions with the Secretary of the Resources Agency to be posted for a period of 30 days for public inspection. DPR prepares and makes available to the public semiannual reports on pesticide products under reevaluation or for which factual information has been received.

Comments Received in Response to the Notice of Proposed Decision

The October 25, 2006 Notice and Public Report on the renewal of the registrations of pesticide products for the calendar year 2007 elicited one comment.

On December 1, 2006, Michael W. Graf submitted a letter, on behalf of Pesticide Action Network (PAN), Organización en California de Líderes Campesinas, Center for Environmental Health, Center on Race, Poverty & the Environment, and the statewide coalition Californians for Pesticide Reform, requesting that DPR initiate reevaluation of pesticide products containing chlorpyrifos as an active ingredient. Mr. Graf indicated that the continued use of chlorpyrifos is likely to have significant impacts on human health and that chlorpyrifos contamination presents significant cumulative toxicity risks to humans due to pesticide drift.

DPR responded to the letter and informed Mr. Graf that DPR is aware of, and has evaluated, all of the scientific information presented with his letter. DPR is in the process of collecting ambient air exposure data, has initiated steps to further evaluate the health significance of the levels of chlorpyrifos (and diazinon) measured in the air at Parlier, and is in the process of conducting a risk assessment of chlorpyrifos. If during the risk assessment process, DPR determines that further mitigation measures are needed, DPR will take appropriate action. Based on the information provided by Mr. Graf, DPR determined that there is currently insufficient basis to initiate a reevaluation chlorpyrifos due to inhalation hazards.

Finding

The Director finds that the pesticides currently under reevaluation and those pesticides under consideration for reevaluation constitute all of the pesticides for which sufficient information that would necessitate reevaluation pursuant to 3CCR sections 6220 and 6221 has been received or may have been received. Insufficient information has been received to necessitate reevaluation of other pesticides at this time. DPR is currently conducting risk assessments of certain pesticides, pursuant to the Birth Defect Prevention Act. A risk assessment is more comprehensive than a reevaluation under 3CCR sections 6220 and 6221.

The decision to renew the registrations of those pesticide products registered in 2006 for the calendar year 2007 is adopted pursuant to FAC sections 12817-12820.

Original Signed by David Supkoff
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Pesticide Registration Branch
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May 8, 2007
Date