



Brian R. Leahy
Director

Edmund G. Brown Jr.
Governor

California Notice 2018-14

POST UNTIL: August 20, 2018

NOTICE OF PROPOSED DECISION TO RENEW PESTICIDE PRODUCT REGISTRATIONS THROUGH THE REMAINDER OF 2018, DIRECTOR'S FINDING AND PUBLIC REPORT

The Department of Pesticide Regulation (DPR) issued its Notice of Proposed Decision to Renew Pesticide Product Registrations for 2018 on November 14, 2017. After responding to comments received, DPR issued its Final Decision Regarding Renewal of Registration of Pesticide Products for 2018 on April 18, 2018. This Notice and Public Report is to correct not formally sending the Notice of Proposed Decision to Renew Pesticide Product Registrations to the members of the Pesticide Registration and Evaluation Committee, and provides an opportunity to comment on DPR's proposed decision to renew pesticide products registered with DPR through the remainder of the year 2018.

In accordance with Title 3 of the California Code of Regulations (3 CCR) section 6253, the Director of the DPR issues this Notice and Public Report of proposed decisions to renew Certificates of Registration of pesticide products registered with DPR on December 31, 2017.

Comments concerning this proposed decision must be submitted no later than **August 20, 2018**, and should be directed to the following address:

Pesticide Registration Branch
Department of Pesticide Regulation
P. O. Box 4015
Sacramento, California 95812-4015

Contact regarding this notice can be made to the Pesticide Registration Branch at 916-445-4400.

DESCRIPTION OF THE ACTION

This is a proposed decision to renew Certificates of Registration of pesticide products registered with DPR that expired on December 31, 2017 and were renewed for the year 2018. The pesticide products proposed for renewal through the remainder of the year are currently registered in California. The registrants of these products renewed their Certificates of Registration for their respective products in California for the year 2018. These Certificates of Registration will expire on December 31, 2018, unless DPR takes a separate action to cancel their registration under Food and Agricultural Code (FAC) section 12825.



The annual renewal of Certificates of Registration is a non-discretionary duty that must be taken if certain requirements, as described in the regulatory framework below, are satisfied by the registrant. Pesticides proposed for registration renewal under this notice can be found in a DPR database at <<http://www.cdpr.ca.gov/docs/label/labelque.htm>>. There are approximately 13,877 registered pesticide products in this database.

This proposed decision solicits comments and consultation as part of DPR's continuous evaluation under FAC section 12824 to identify and evaluate any potential significant adverse environmental impact stemming from use of a registered pesticide. Information received may lead to a separate subsequent decision to place the pesticide into reevaluation or, if a significant adverse effect is identified that cannot be mitigated, to cancel the registration (3 CCR section 6215).

REGULATORY FRAMEWORK

DPR endeavors to eliminate the use of any pesticide product that endangers the environment, is misrepresented, or is not beneficial for the purpose of which it was sold. Before a substance is initially registered as a pesticide, DPR conducts a thorough evaluation (FAC section 12824). Once a pesticide is registered, it is subject to continuous evaluation (FAC section 12824 and 3 CCR sections 6220-6226).

Certificates of Registration expire on December 31 of the year in which they are issued, and a registrant must submit a renewal application and fee within one month of the December 31 expiration date (FAC section 12817). A completed renewal application includes a certification by the registrant that any factual or scientific evidence of an adverse effect or risk of the pesticide to human health or the environment has been submitted to DPR (3 CCR section 6210). Therefore, upon the receipt of a complete and timely application, DPR is required to renew each pesticide registration within sixty (60) days, except when the Director, after hearing, has cancelled the registration or denied the application to register the pesticide product [FAC sections 12816, 12825, and 12827 and 3 CCR section 6215(b)].

At any time, DPR may conduct a reevaluation of a registered pesticide based on information derived from various sources, including public and private research studies, consultation with the Pesticide Registration and Evaluation Committee and the U.S. Environmental Protection Agency, adverse effects disclosures, and public comments. DPR must investigate reports and information received that indicates a pesticide may have caused, or is likely to cause, a significant adverse impact or that indicates there is an alternative to the product that may significantly reduce an adverse environmental impact (3 CCR section 6220). If the Director finds, from the investigation, a significant adverse impact has occurred, is likely to occur, or such an alternative is available, the pesticide involved must be reevaluated (3 CCR section 6220). Information regarding ongoing reevaluations can be found on DPR's Web site at <<http://cdpr.ca.gov/docs/registration/reevaluation/reevals.htm>>.

The initiation of a reevaluation is subject to a public notice, public comment period, and a public semiannual report requirement. At the conclusion of a reevaluation, DPR must determine one of the following: (1) no significant adverse impact found; (2) additional restrictions on use are necessary; or, (3) cancellation of pesticide products. DPR posts proposed and final reevaluation decisions and semiannual reports at

<http://www.cdpr.ca.gov/docs/registration/canot/camenu.htm>. However, regardless of reevaluation status or outcome, DPR must renew a product unless the Director, after hearing, has cancelled the pesticide product. If DPR determines continued use of a product has a significant adverse effect that cannot be mitigated, DPR must still renew the product, but may initiate the cancellation process with the option to suspend the registration pending cancellation (FAC section 12825 and 12826).

DIRECTOR'S FINDINGS

At this point in time, the Director finds, for all pesticide products proposed for renewal that are not currently under reevaluation and are not under consideration for reevaluation, sufficient information has not been received necessitating the reevaluation or initiation of the cancellation process. This proposed action to renew Certificates of Registration of pesticide products currently registered in California maintains the status quo and will not cause either a direct or a reasonably foreseeable indirect physical change in the environment that constitutes a significant adverse environmental effect, and as a result, no alternatives or mitigation measures are proposed.

Based on the findings made above, the Director determines the renewal of pesticide product registrations for the calendar year 2018 should proceed in accordance with the applicable laws and regulations and no additional products need to be placed into reevaluation or the cancellation process initiated.

CONTINUOUS EVALUATION

All products proposed for registration renewal are subject to a continuous evaluation under FAC section 12824 to identify and evaluate any potential significant adverse environmental impact that may be indicated after the initial registration or renewal. Following the process outlined in 3 CCR section 6220 through 6224, or at any time a significant adverse effect is identified that cannot be mitigated, action may be taken to cancel the registration under FAC section 12825.

Original signed by Ann M. Prichard

Ann M. Prichard, Chief
Pesticide Registration Branch
916-324-3931

July 17, 2018

Date