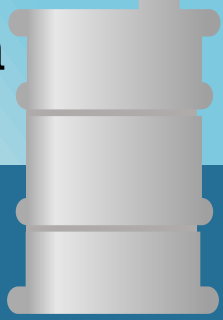




Pesticide Product Contamination



Contamination of pesticide products is prohibited by federal and state law.

The Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) ensures consumer protections for pesticide products and mandates that the products contain exactly what was approved when they were registered with EPA, no more and no less. The entire product ingredient list is reviewed by EPA prior to allowing a pesticide product on the market.

Federal: 7 U.S.C. 136(j) (FIFRA Section 12(a)(1)(c))

Establishes as an unlawful act: composition that differs at the time of distribution or sale from its composition as described ... with its registration

Federal: EPA PR Notice 96-8

Establishes certain allowable contaminants of pesticide products by other pesticide active ingredients within established concentrations

Federal: 7 U.S.C. 136(d) (FIFRA Section 6(a)(2)) & 12(a)(1)(c)

Requires registrants to report impurities and prohibits composition of the product that differs from that registered with the Agency

Federal: 7 U.S.C. §136v(b) Authority of States:

(b) Such State shall not impose... any requirements for labeling or packaging in addition to or different from... this subchapter **Relevant Definition 40 CFR 152.3** Packaging means... the immediate container... in which the pesticide is contained for distribution, sale, consumption, use, or storage

Federal: 40 CFR § 159.179(b)

As per its current PFAS-Packaging website EPA states, "EPA considers any level of PFAS to be potentially toxicologically significant."



Maine: 7 MRSA §606, sub-§1

1. Unlawful distribution. A person may not distribute in the State any of the following: ...

H. A pesticide that has been contaminated by perfluoroalkyl and polyfluoroalkyl substances

Federal: 40 CFR § 159.155(a)(5)

Information about impurities must be received by EPA no later than the 30th calendar day after the registrant first possesses or knows of the information



Maine: 7 MRSA §606, sub-§2 2. Unlawful alteration, misuse, divulging of formulas, transportation, disposal and noncompliance.

A person may not:...

H. Use or cause to be used any pesticide container inconsistent with rules for pesticide containers adopted by the board.

Federal: 40 CFR § 158.167

Requires all impurities of toxicological significance to be reported and accepted as part of product registration