

TEXT OF PROPOSED REGULATIONS

Current wording is indicated by regular type.
Proposed deletions are indicated by ~~strikeout~~.
Proposed additions are indicated by underline.

TITLE 3. CALIFORNIA CODE OF REGULATIONS
DIVISION 6. PESTICIDES AND PEST CONTROL OPERATIONS
CHAPTER 2. PESTICIDES
SUBCHAPTER 1. PESTICIDE REGISTRATION

Adopt Article 11 heading to read:

ARTICLE 11. ~~SUBPACKAGING [REPEALED]~~ SPRAY ADJUVANT LABELING

Adopt section 6247 to read:

6247. ~~Sub-Packaging of Certain Pesticides for Resale to Consumers. [Repealed]~~ Spray Adjuvant Ingredient Statement.

(a) The label of each spray adjuvant product submitted for registration or an amendment on or after [pending effective date of this action], must bear an ingredient statement. The ingredient statement must contain:

(1) The name of each principal functioning agent, as specified in subsection (b). If more than three functioning agents are present, only the three most abundant by weight are considered principal and must be named on the label.

(2) The percentage by weight of each principal functioning agent or the total percentage by weight of all functioning agents.

(3) The total percentage by weight of inert ingredients or constituents ineffective as a spray adjuvant.

(4) The total percentage by weight of all ingredients, which must equal 100%.

(b) Except as provided in subsections (b)(1) and (b)(2), a principal functioning agent must be identified by its chemical or substance name; its common name; or its chemical class (e.g., alkyl phenol ethoxylate, dimethyl siloxane polymer, or methylated seed oil).

(1) The following principal functioning agents must be identified by their chemical or common name and not by chemical class:

(A) Acids (e.g., citric acid, phosphoric acid, or sulfuric acid);

(B) Bases (e.g., ammonium hydroxide, potassium bicarbonate, or triethanolamine);

(C) Ingredients not allowed for use on food or feed crops;

(D) Food commodity allergens, which includes any of the following:

(i) Milk, eggs, fish (e.g., bass, flounder, or cod), crustacean shellfish (e.g., crab, lobster, or shrimp), tree nuts (e.g., almonds, pecans, or walnuts), wheat, peanuts, and soybeans.

(ii) A food ingredient that contains protein from a food specified in subsection (b)(1)(D)(i), except any highly refined oil derived from a food specified in subsection (b)(1)(D)(i) and any ingredient derived from such highly refined oil.

(2) Ammonium sulfate must be identified as ammonium sulfate, and not by its chemical class or other chemical or common name.

NOTE: Authority cited: Sections 11501 and 12781 and ~~14005~~, Food and Agricultural Code.
Reference: Sections ~~12751-12994~~12753, 12758, 12883 and 12885, Food and Agricultural Code.