



State of Wisconsin
Governor Scott Walker

Department of Agriculture, Trade and Consumer Protection
Ben Brancel, Secretary

Instructions for 2016 Registration of Minimum Risk Pesticides [FIFRA Section 25(b)] for Wisconsin

Minimum risk pesticides are a special class of pesticides that are exempt from U.S. Environmental Protection Agency (EPA) registration requirements under section 25(b) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), **provided that certain criteria are met**. The criteria for this exemption are specified under 40 CFR 152.25.

Minimum risk pesticides that qualify for exemption from EPA registration are still considered pesticides under Wisconsin law [s. 94.67(25), Wis. Stats.]. **Accordingly, persons or firms must first obtain a Pesticide Manufacturer and Labeler License in order to sell or distribute minimum risk pesticides in Wisconsin** [s. 94.68 Wis. Stats.]. It is the responsibility of the person or firm whose name and address appears on the pesticide product label to obtain this license and register each minimum risk pesticide product at least 15 days prior to selling or distributing the product(s) in Wisconsin.

There are no license or surcharge fees for minimum risk pesticide products in Wisconsin. Such products do not meet the definition of a 'Pesticide product' [s. 94.67(25m) Wis. Stats.], because the product labels will not bear an EPA registration number.

In order to sell or distribute minimum risk pesticides in Wisconsin in 2016, persons or firms must first do the following:

(1) Verify each product meets all of EPA's minimum risk pesticide criteria, including label requirements. Use the following documents on EPA's web site:

(a) Overview of minimum risk pesticides

<http://www2.epa.gov/minimum-risk-pesticides>

(b) Minimum risk pesticide criteria

<http://www2.epa.gov/minimum-risk-pesticides/conditions-minimum-risk-pesticides>

(c) Minimum Risk Pesticides: Active Ingredients

<http://www2.epa.gov/minimum-risk-pesticides/active-ingredients-allowed-minimum-risk-pesticide-products>

(d) Minimum Risk Pesticides: Permitted Inerts

http://www2.epa.gov/sites/production/files/2015-01/documents/section25b_inerts.pdf

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Instructions for 2016 Minimum Risk 25(b) Exempt Pesticides Registrations for WI

(2) Submit the following:

(a) 2016 Pesticide Manufacturer and Labeler License Application.

(b) 2016 EXEMPT Pesticide Registration Form (form ARM-ACM-246) for new product registration.

(c) A current copy of the label for each product listed on the Wisconsin 2015 EXEMPT Pesticide Registration Form. Do not submit printed copies. **Submit labels as text-searchable pdf documents (not scanned copies) on a CD, or by e-mail to datcppesticideinfo@wisconsin.gov.**

Submit application materials to:

WDATCP
ATTN J KOHLMAN
ARM DIV
PO BOX 8911
MADISON WI 53708-8911

Persons or firms who sell or distribute both exempt and non-exempt products in Wisconsin must register each product but pay license fees and surcharges only for the non-exempt products.

Licenses will be mailed out the early part of 2016.

Promptly notify the Department of any changes to company name or address.

If you have any questions about Wisconsin pesticide registration requirements, please contact:

Jean Kohlman, Pesticide Product Registrar, 608.224.4536
Agricultural Resource Management Division
Email address: jean.kohlman@wisconsin.gov

Website: <http://datcp.wi.gov/>



Wisconsin Department of Agriculture, Trade and Consumer Protection (WDATCP)
 Division of Agricultural Resource Management Division
 PO Box 8911
 Madison, WI 53708-8911
 (608) 224-4536

License No. _____

 ss. 94.68 and 94.681, Wis. Stats.
 ss. ATCP 29.10 and 29.11

Pesticide Manufacturer and Labeler License Application

For the license period ending December 31, 2016

MAILING ADDRESS (if different than business address)

LEGAL BUSINESS NAME

BUSINESS ADDRESS

BUSINESS CITY/ZIP

IF YOUR ADDRESS HAS CHANGED, MAKE CORRECTIONS TO PRE-PRINTED AREAS

Doing Business As:

EPA Registrant or Subregistrant Number:

Additional Names and Addresses Shown On Labels

Contact Name: _____

Address: _____

City, State Zip: _____

Contact Name: _____

Address: _____

City, State Zip: _____

Please Answer The Following Questions:

1. Does your firm produce any of the active ingredients used in pesticide products? YES NO
2. Does your firm produce any pesticides which are EPA registered as:
"MANUFACTURING USE ONLY" OR "FOR FURTHER FORMULATION ONLY" ? YES NO

PLEASE NOTE: If you answered yes to either question, your firm is classified as a **"PRIMARY PRODUCER"** and subject to an additional \$150.00 fee (well compensation fee).

AFFIRMATION:

I hereby certify that the information submitted on this form and any attached pages are complete and accurate, and I have the authority to sign this application.

Name: _____

Title: _____

E-Mail Address: _____

Phone: _____

Signature: _____

Date: _____

OFFICE USE ONLY

Date Received: _____

Date Issued: _____

WISCONSIN'S PESTICIDE PRODUCT DEFINITIONS

'H' = HOUSEHOLD PESTICIDE means a pesticide that is any of the following:

1. A sanitizer.
2. A disinfectant.
3. A germicide.
4. An insect repellent that is applied to the human body or to clothing.
5. A pesticide that is used exclusively for the treatment of household pets.
6. A pesticide product that is labeled exclusively for household, lawn or garden use if the product is sold in ready-to-use form or is sold exclusively in container sizes of less than one gallon.
7. A solid or liquid pesticide product that is used exclusively for the treatment of swimming pools, spas or hot tubs.

'I' = INDUSTRIAL PESTICIDE means a pesticide that is not a household pesticide and that is one of the following:

1. Solely labeled for use on wood and contains inorganic arsenical wood preservatives.
2. Labeled for use in controlling algae, fungi, bacteria, other microscopic organisms or mollusks in or on one or more of the following and for no other use except for a use described under Household Pesticide (number 6 or number 7).
 - a. Textiles, paper, leather, plastic, vinyl or other synthetic materials, metal or rubber.
 - b. Paints, varnishes, other coating products, lubricants or fuels.
 - c. Commercial, construction, manufacturing or industrial fluids, including adhesives, additives and pigments.
 - d. Commercial, construction, manufacturing or industrial processes, equipment, devices or containers, other than those used in the production or storage of human food or animal feed.
 - e. Air washing, cooling or heat transfer systems.
 - f. Medical equipment.
 - g. Drinking water or wastewater systems.

'W' = INDUSTRIAL WOOD PRESERVATIVE PESTICIDE means a wood preservative solely labeled for use on wood and contains pentachlorophenol or coal tar creosote.

'N' = NONHOUSEHOLD PESTICIDE means a pesticide that is not a household, industrial, or industrial wood preservative pesticide.

NOTE:

If all containers of a given pesticide are labeled with the same brand name, EPA registration number and labeler name; the pesticide is considered a single pesticide product. If container labels bear different brand name, OR EPA registration number, OR labeler name, the pesticide is not considered the same pesticide product and additional license fees are required for each labeled product.

If you distribute a pesticide product into Wisconsin that is not included in your product listing, you must notify the Department at least 15 days prior to distribution or you will be subject to a license fee surcharge of the same amount as the license fee due, in addition to the required license fee per product (s. 94.681(5), Wis. Stats.).

FEES AND SURCHARGES NONREFUNDABLE

The department may not refund a fee or surcharge under this section after the department issues a license to the person who paid the fee or surcharge, unless the fee or surcharge was not properly charged or collected (s. 94.681(8), Wis. Stats.).



Wisconsin Department of Agriculture, Trade and Consumer Protection
 Division of Agricultural Resource Management
 PO Box 8911
 Madison WI 53708-8911
 (608) 224-4536

License No. _____
 ss. 94.68 and 94.681, Wis. Stats.
 ss. ATCP 29.10 and 29.11

Wisconsin 2016 EXEMPT Pesticide Product Registration Form

For the license period ending December 31, 2016

BUSINESS NAME & MAILING ADDRESS

| | |
|--------------------------|------------------------|
| Legal Company Name: | D/B/A |
| Registration Specialist: | E-Mail Address: |
| Address: | Phone Number: |
| City, State, Zip: | EPA Registrant Number: |

40 CFR 152.25 - EXEMPTIONS FOR PESTICIDES OF A CHARACTER NOT REQUIRING FIFRA REGISTRATION

Products containing specific active and inert ingredients are exempt from the registration requirements of FIFRA, in accordance with the Environmental Protection Agency regulations.

PRODUCT NAMES AS SHOWN ON PRODUCT LABELS

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Submit labels as text-searchable pdf documents (not scanned copies) on a CD, or by e-mail to:

datcppesticideinfo@wisconsin.gov

Personal information you provide may be used for purposes other than that for which it was originally collected (s. 15.04(1)(m), Wis. Stats.).

| | | |
|--------------------------------|---------------|-------------|
| OFFICE USE ONLY | Date Received | Date Active |
|--------------------------------|---------------|-------------|

For NEW COMPANIES only: submit this form with a 2016 Pesticide Manufacturer and Labeler License Application