

**Agency No. 209.02**

# **ARKANSAS PESTICIDE CONTROL REGULATIONS**

## **REGULATION NO. 1. Registration Fees; Expiration of Registration -**

Through December 31, 2007 the registration fee for each pesticide product registered for calendar year 2007 by any manufacturer, registrant or distributor shall be \$150. For products registered for calendar year 2008, the registration fee shall be \$200. For products registered for calendar year 2009 and each additional year thereafter the fee shall be \$250. Registrations shall expire December 31 of the year for which registered. This fee does not include the Abandoned Agricultural Pesticide Disposal Fee as required by Act 1130 of 2001.

## **REGULATION NO. 2. Pests Declared -**

Each of the following forms of plant and animal life and viruses is declared to be a pest when it exists under circumstances that make it deleterious to man or the environment:

- (1) Vertebrate animals (other than man), including but not limited to mammals, birds, fish, amphibians, and reptiles.
- (2) Invertebrate animals (other than internal parasites of living man or other living animals), including but not limited to insects and other arthropods, nematodes, and mollusks such as slugs and snails.
- (3) Plants growing where not wanted, including mosses, liverworts, and all plants of higher orders, and plant parts such as roots.
- (4) Microorganisms (other than those on or in living man or other living animals, and those on or in processed food, beverages, pharmaceuticals including cosmetics), including but not limited to algae, fungi, and bacteria.
- (5) Viruses (other than those on or in living man or other animals and those on or in food, beverages, and pharmaceuticals including cosmetics).

## **REGULATION NO. 3. Devices Specified; Provisions Applicable -**

A device shall be construed to be any instrument or contrivance (other than a firearm) which is intended for trapping, destroying, repelling, or mitigating any pest or any other form of plant or animal life (other than man and other than bacteria, viruses, or other microorganisms on or in living man or other living animals), but not including equipment used for the application of pesticides when sold separately therefrom. Devices shall be subject to the misbranding provisions of Section 2-16-410 (1),

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(2) and (3) of this Act.

### **REGULATION NO. 4. Coloration and Discoloration -**

The requirements for coloration and discoloration of pesticides shall be those as set forth in the regulations adopted by EPA pursuant to Section 25(c)(5) of FIFRA.

### **REGULATION NO.5. Labeling-**

Labeling requirements for pesticides shall be those as set forth in Section 162.10 of the Regulations adopted under FIFRA.

### **REGULATION NO. 6. Pesticides Highly Toxic to Man -**

The determination of pesticides highly toxic to man shall be those in accord with the regulations promulgated by EPA pursuant to Section 25(c)(2) of FIFRA.

### **REGULATION NO 7. Registration of Pesticides**

**The Plant Board may request additional information, and stipulate the source of the information, such as knowledge as a result of but not limited to research findings, findings of other state and federal agencies or experience of the Arkansas State Plant Board before a pesticide is registered for use in the State. In such cases the Plant Board may deny registration until information is reviewed and approved by the Plant Board.**