

U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Antimicrobials Division (7510P)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460

EPA Reg. Number:	Date of Issuance:

32273-10 12/2

12/23/21

NOTICE OF PESTICIDE:

X Registration
Reregistration
(under FIFRA, as amended)

Term of Issuance: Conditional

Name of Pesticide Product:

Behr Sanitizing Paint

Name and Address of Registrant (include ZIP Code):

Juli Mann Behr Process Corporation 1801 E. St. Andrew Place Santa Ana, CA 92705

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Antimicrobials Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA).

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA section 3(c)(7)(B). You must comply with the following conditions:

1. Submit and/or cite all data required for registration/registration/registration review of your product under FIFRA when the Agency requires all registrants of similar products to submit such data.

Signature of Approving Official:	Date:
Alu Kilus	12/23/21
John Hebert, Chief RMB I, Antimicrobials Division	

- 2. You are required to comply with the data requirements described in the DCI identified below:
 - a. Cupric Oxide GDCI-042401-30155

You must comply with all of the data requirements within the established deadlines. If you have questions about the Generic DCI listed above, you may contact the Reevaluation Team Leader (Team 36): http://www2.epa.gov/pesticide-contacts/contacts-office-pesticide-programs-antimicrobial-division

3. If you fail to satisfy any of these data submission conditions, EPA will consider appropriate regulatory action including, among other things, cancellation under FIFRA section 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

Terms of registration:

- 1. You must make the following label changes before you release the product for shipment:
 - Revise the EPA Registration Number to read, "EPA Reg. No. 32273-10."
- 2. You must submit one copy of the final printed label for the record before you release the product for shipment.
- 3. You must prepare and implement a stewardship program to support the responsible use of antimicrobial surface products. The Plan must be submitted for EPA review and approval within two months after the registration date.

The plan must include, at a minimum, the following elements:

- (a) Outreach to the infection control community, including:
 - (i) A goal of educating and reinforcing, for infection control professional and other product users, the proper use of the product.
 - (ii) Written (including electronic) communications directed to associations of infection control professionals, including at least the APIC, AHE, and any other relevant organizations identified by EPA, and State Departments of Health.
 - (iii) Outreach communications will be sent within six months after the date of registration and within one year after the date of registration, and then annually thereafter on the anniversary of the date of registration unless more frequent outreach is deemed necessary.
 - (iv)The content of the outreach communications will include statements explaining the registered claims and applications of antimicrobial coated surfaces, as well as their proper use. Additional content of outreach efforts will be developed as part of the Working Group activities.
- (b) Development of Website:

- (i) The website will serve as a resource for conveying accurate information to the public about the efficacy and proper use of the product.
- (ii) The website will include information on proper labeling and claims (including advertising); supporting science; applications; maintenance; and federal and state regulations and statutory requirements.
- (iii) A question and answer section of Frequently Asked Questions (FAQs) will be incorporated to address common issues or questions raised with regard to the product.
- (iv) The website also serves as a forum to correct any false or misleading third-party statements or publications, including scientific papers, concerning the product. Any such false or misleading third-party statements of publications will be corrected promptly after the registrant becomes aware of such and the responsive website update will be incorporated promptly thereafter. The registrant will inform EPA within 30 calendar days following its receipt of any such false or misleading third-party statements or publications and at the same time provide the Agency with a copy of such statement or publication along with a hard copy of the Website entry correcting such statement or publication.
- (v) The registrant will arrange for and establish links between the website and the websites of appropriate infection control organization, including but not limited to APIC and ASHES.

(b) Establishment of a Working Group:

- (i) Invitees to participate in the Working Group will include manufacturers, component makers, and representatives from the infection control community, including appropriate trade associations (e.g. APIC and AHE) and State Departments of Health.
- (ii) The Working Group will meet at least twice a year, either in person or by live video conferencing or teleconference.
- (iii) The Working Group will serve as a forum to expand educational efforts, develop outreach communications, and address any questions or concerns from the public and infection control community.
- (iv) The registrant will provide the Agency with minutes of any such meetings within 60 days of the end of any such meeting.
- 4. Registration for this product permits formulation according to the following CSFs:
 - a. Basic CSF dated 6/10/2021
 - b. Alternate CSF 1 dated 6/10/2021
 - c. Alternate CSF 2 dated 6/10/2021
 - d. Alternate CSF 3 dated 6/10/2021
 - e. Alternate CSF 4 dated 6/10/2021
 - f. Alternate CSF 5 dated 6/10/2021
 - g. Alternate CSF 6 dated 6/10/2021
 - h. Alternate CSF 7 dated 6/10/2021
- 5. If you fail to satisfy any of these terms of registration, EPA will consider appropriate regulatory action including, among other things, cancellation after notice and opportunity to present written argument and evidence to the Director of the Office of Pesticide Programs, where that the only

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matter for resolution shall be whether the registrant complied with the terms of registration. Your release for shipment of the product constitutes acceptance of these terms of registration.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under FIFRA and is subject to review by the Agency. See FIFRA section 2(p)(2). If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) lists examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process, FIFRA section 12(a)(1)(B). Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Assurance.

If you have any questions, please contact Aidan Fife by phone at 202-566-0822, or via email at fife.aidan@epa.gov.

Enclosure

[BEHR LOGO]

BEHR SANITIZING PAINT

[Alternate Brand Names: Copper Clad, Copper Edge, Copper Force, Copper Life, Copper Max, Behr Copper Clad, Behr Copper Edge, Behr Copper Force, Behr Copper Life, Behr Copper Max]

[Product numbers: 2190, 2193, 3190, 3193] [Do not use without tinting colorants.]

ACCEPTED

12/23/2021

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under

EPA Reg. No. 32273-10

INGREDIENTS STATEMENT

KEEP OUT OF REACH OF CHILDREN CAUTION

SEE [BACK PANEL] [SIDE PANELS] FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS.

Net Contents:

[3.81 QUARTS, 122 FL OZ • 3.60 L] [3.62 QUARTS, 116 FL OZ • 3.43 L] [4.72 GALLONS • 18.0 L] [4.53 GALLONS • 17.1 L] (BEFORE ADDITION OF COLORANTS)

EPA Registration Number 32273-XX

- (02) EPA Est. No. 32273-CA-2
- (10) EPA Est. No. 32273-TX-1

The EPA Establishment Number of the producing establishment is identified by the two-number prefix above that matches the 3rd and 4th characters in the batch number.

[Manufactured by/for:]
BEHR PROCESS CORPORATION
1801 E. St. Andrew Place
Santa Ana, CA 92705 U.S.A.

FIRST AID

IF IN EYES: Hold eye open and rinse slowly and gently with water for 20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for further treatment advice.

IF ON SKIN: Take off contaminated clothing. Rinse skin immediately with plenty of water for 20 minutes. Call a poison control center or doctor for treatment advice.

IF SWALLOWED: Call a poison control center or doctor immediately for treatment advice. Have a person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything to an unconscious person.

Have the product container label with you when calling a Poison Control Center or doctor or going for treatment. For emergency information concerning this product, call the National Pesticides Information Center at 1-800-858- 7378, 6:30 AM to 4:30 PM Pacific time (PT), seven days a week. During other times, call the poison control center at 1-800-222-1222.

PRECAUTIONARY STATEMENTS HAZARD TO HUMANS AND DOMESTIC ANIMALS.

CAUTION HARMFUL IF ABSORBED THROUGH THE SKIN OR SWALLOWED. AVOID CONTACT WITH EYES, SKIN, OR CLOTHING AND AVOID BREATHING VAPORS AND SPRAY MIST. WEAR EYE PROTECTION, GLOVES AND PROTECTIVE CLOTHING. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove and wash contaminated clothing before reuse.

DO NOT TAKE INTERNALLY. KEEP OUT OF THE REACH OF CHILDREN. FOR INTERIOR USE ONLY. PROTECT FROM FREEZING.

ATTENTION This product contains chemicals known to the State of California to cause cancer and birth defects or other reproductive harm.

ENVIRONMENTAL HAZARDS

Do not apply directly to lakes, streams, ponds, estuaries, oceans or other waters by cleaning of equipment or disposal of wastes. Dispose of paint debris in an approved landfill. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

PRODUCT USES

For application to hard, non-porous interior walls, ceilings, doors and trim in residential, commercial and institutional settings. Ideal for use in homes, offices, clinics, nursing homes, athletic facilities, schools, community centers, daycare centers, assisted living communities, hotels and resorts. Also suitable for non-critical areas of hospitals, such as examination rooms, waiting rooms, hallways and walkways. See **SURFACE CARE AND MAINTENANCE** for proper care and cleaning information. **DO NOT USE ON FLOORS OR ON EXTERIOR SURFACES.**

DIRECTIONS FOR USE

It is a violation of federal law to use this product in a manner inconsistent with its labeling.

SURFACE PREPARATION*

All surfaces should be clean, free of dust, chalk, oil, grease, wax, polish, mold and mildew stains, loose and
peeling paint, rust, and all other foreign substances. Scuff sand glossy surfaces and repair imperfections. Allow
new concrete, plaster and masonry to cure for 30 days before painting.

• Although this product is a paint & primer (self-priming - first coat is the primer and the second coat is the finish) over most properly prepared surfaces, certain substrate and exposure conditions, as well as project requirements, may necessitate the use of substrate-specific or solution-driven primers.

*ATTENTION If you scrape, sand or remove old paint, you may release lead dust. LEAD IS TOXIC. EXPOSURE TO LEAD DUST CAN CAUSE SERIOUS ILLNESS, SUCH AS BRAIN DAMAGE, ESPECIALLYIN CHILDREN. PREGNANT WOMEN SHOULD ALSO AVOID EXPOSURE. Wear a NIOSH-approved respirator to control lead exposure. Clean up carefully with a HEPA vacuum and a wet mop. Before you start, find out how to protect yourself and your family by contacting the National Lead Information Center at 1-800-424-LEAD or log on to www.epa.gov/lead.

APPLICATION

- For best results, apply when air, material and surface temperatures are between 50°F and 90°F.
- · Stir paint occasionally. Intermix containers of same product to ensure color and sheen uniformity.
- Do not thin. Product is formulated at package consistency.
- Apply two coats by brush (nylon/polyester), roller (3/8" 1/2" nap) or airless sprayer (.015" .019" spray tip) at a coverage of 250 400 sq ft per gallon. Coverage depends on application method and substrate porosity. Certain colors may require additional coats for complete hide.
- Dries to touch in 1 hour; recoat after 2 hours @ 77°F and 50% RH. Drying and recoat times are dependent on temperature, humidity and film thickness.
- Clean all tools and equipment with soap and water.
- [CONTAINS: CRYSTALLINE SILICA and TITANIUM DIOXIDE. USE ONLY WITH ADEQUATE VENTILATION.] To avoid breathing vapors and spray mist, open windows and doors or use other means to ensure fresh air entry during application and drying. If you experience eye watering, headache or dizziness, increase fresh air. If properly used, a respirator (NIOSH approved for organic vapor with P series particulate pre-filter) may offer additional protection; obtain professional advice before using. A dust mask does not provide protection against vapors.

SURFACE CARE AND MAINTENANCE

Periodic cleaning to remove dirt and stains is necessary for good sanitization and to assure the effective virucidal and antibacterial performance of the surface. Cleaning does not reduce the virucidal and antibacterial performance of the painted surface. To ensure continuous protection, repaint surface if film becomes damaged (peeled, cracked, etc.) or if paint becomes covered with oils, grease, wax, other paints and other foreign substances; or within 6 years.

Proper Surface Care and Use: The use of an antimicrobial treated surface is a supplement to and not a substitute for standard infection control practices; user must continue to follow all current infection control practices, including those practices related to cleaning and disinfection of environmental surfaces. The painted surface material has been shown to reduce microbial contamination, but does not necessarily prevent cross contamination.

Cleaning Directions: Cleaning agents typically used on painted surfaces are acceptable. The appropriate cleaning agent depends on the type of soiling and the measure of sanitization required. The best way to wash painted surfaces is to use a soft damp cloth or sponge and a mild detergent solution (a small amount of dishwashing liquid in water). Gently wipe the soiled area (using the least amount of pressure) until the stain is removed. Allow the cleaning solution to do the work. Do not scrub the surface as this can actually cause the stain to spread. Rinse surface with clean water. Do not use harsh or abrasive cleansers or pads, which can scratch, burnish or damage the paint film. Consider using BEHR SWIPES® Interior Wall Wipes for removing stubborn stains, such as lipstick and crayon. DO NOT USE OXIDIZING CLEANERS/DISINFECTANTS, SUCH AS BLEACH AND HYDROGEN PEROXIDE, OR ENZYME-BASED CLEANING SOLUTIONS AS THEY WILL CAUSE DISCOLORATION AND REDUCE THE EFFICACY OF THE SURFACE.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage and disposal.

PESTICIDE STORAGE: Store away from food and pet food. Open dumping is prohibited. Keep container closed when not in use. Do not transfer contents to other containers. Protect pesticide containers from extreme heat and cold. **PESTICIDE DISPOSAL and CONTAINER HANDLING:** Nonrefillable container. Do not reuse or refill this container. If empty: Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain. Waste resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

For additional information, please refer to the Technical Data Sheet (TDS). To consult with a Behr Paint Company representative, call 1-800-854-0133 Ext. 2 (U.S.A. only)

OPTIONAL LABEL CLAIMS

[One or more of the following <u>claims</u> may appear on the front panel and/or elsewhere on the label:]

- EPA-registered [antimicrobial] [antibacterial[‡]] [virucidal[†]] paint
- Does not just inhibit the growth of common microbes, it actually kills viruses† and bacteria‡
- · Kills bacteria for 6 years of wear
- Kills viruses for 6 years of wear
- Continues to kill [bacteria[‡]] [viruses[†]] for up to 6 years of wear
- Kills 99.9% of bacteria[‡] [Staphylococcus aureus (Staph) and Pseudomonas aeruginosa] within two hours of contact with the painted surface
- Kills 99.9% of bacteria[‡] [Staphylococcus aureus (Staph) and Pseudomonas aeruginosa] on the painted surface within two hours of exposure and lasts for up to six years
- Kills 99.9% of viruses[†] [SARS-CoV-2 and Feline calicivirus (EPA proxy for Human Noroviruses)] within two hours of contact with the painted surface
- Kills 99.9% of viruses[†] [SARS-CoV-2 and Feline calicivirus (EPA proxy for Human Noroviruses)] on the painted surface within two hours of exposure and lasts for up to six years
- Kills 99.9% of [bacteria‡] [viruses†] [viruses including SARS-CoV-2] within 2 hours of contact with the painted surface
- Kills 99.9% of [bacteria‡] [viruses†] [viruses including SARS-CoV-2] on the painted surface within two hours of exposure and lasts for up to six years
- [Antimicrobial] [Antibacterial[‡]] [Virucidal[†]] paint kills [bacteria[‡]] [viruses[†]] within 2 hours of contact with the painted surface
- [Antimicrobial] [Antibacterial[‡]] [Virucidal[†]] paint kills [bacteria[‡]] [viruses[†]] on the painted surface within two hours of exposure and lasts for up to six years
- Introducing an EPA-registered paint that continuously kills 99.9% of {list one or more of the successfully tested organisms/viruses} in two hours of contact
- Introducing an EPA-registered paint that continuously kills 99.9% of {list one or more of the successfully tested organisms/viruses} on the painted surface within two hours of exposure

- Kills 99.9% of [SARS-CoV-2] [Feline Calicivirus] after two hours of contact with the painted surface
- Kills 99.9% of [SARS-CoV-2] [Feline Calicivirus] on the painted surface within two hours of exposure and lasts for up to six years
- By killing bacteria[‡] on painted surfaces within 2 hours of exposure, [Product Name] offers customers an additional new [tool] [measure] against bacteria[‡] [such as Staph and Pseudomonas aeruginosa] when used as part of a customer's comprehensive infection control program/protocol
- By killing bacteria[‡] on painted surfaces within 2 hours of exposure, [Product Name] helps support customer's [infection] control [teams] [efforts] [practices] when used as part of a customer's comprehensive infection control program/protocol
- By killing bacteria[‡] on painted surfaces within 2 hours of exposure, [Product Name] helps support customers' environmental [infection] control [teams] [efforts] [practices] when used as part of a customer's comprehensive infection control program/protocol
- Continually kills [bacteria[‡]] [viruses[†]] for up to six years on painted surfaces
- Continuous protection with copper for your walls and painted surfaces 24/7
- Copper protection for your walls and painted surfaces 24/7 with [Product Name]
- · Copper protection for your walls and painted surfaces your family touches at all times
- Painted surfaces continuously reduce bacterial contamination, achieving 99.9% reduction of bacteria[‡] [within] [after] two hours of exposure, and continue to kill 99.9% of bacteria[‡] when used as part of a comprehensive infection control program/protocol.
- Painted surfaces kill 99.9% of Gram-negative and Gram-positive bacteria[‡] [within] [after] two hours of exposure when used as part of a comprehensive infection control program/protocol.
- Painted surfaces deliver continuous and ongoing antibacterial[‡] action, remaining effective in killing 99.9% of bacteria[‡] [within] [after] two hours of exposure when used as part of a comprehensive infection control program/protocol.
- Painted surfaces deliver continuous action, remaining effective in killing 99.9% of viruses[†] [within] [after] two hours of exposure when used as part of a comprehensive infection control program/protocol.
- Painted surfaces kill 99.9% of bacteria[‡] [within] [after] two hours of exposure, and continue to kill 99.9% of bacteria[‡] when used as part of a comprehensive infection control program/protocol.
- Painted surfaces kill 99.9% of viruses[†] [within] [after] two hours of exposure, and continue to kill 99.9% of viruses[†] when used as part of a comprehensive infection control program/protocol.
- Painted surfaces help inhibit the buildup and growth of bacteria[‡] [within] [after] two hours of exposure when used as part of a comprehensive infection control program/protocol.
- Painted surfaces kill bacteria[‡] [within] [after] two hours of exposure when used as part of a comprehensive infection control program/protocol.
- Painted surfaces kill viruses[†] and bacteria[‡]
- Painted surfaces sanitize against Staphylococcus aureus (Staph) and Pseudomonas aeruginosa [within] [after] two hours of exposure.
- [Product Name] provides customers an additional layer of protection against viruses[†] [such as SARS-CoV-2 and Feline Calicivirus (EPA proxy for Human Noroviruses)] and bacteria[‡] [such as Staph and Pseudomonas aeruginosa] on painted surfaces
- [Product Name] kills viruses† on painted surfaces
- [Product Name] kills bacteria[‡] on painted surfaces
- Kills viruses[†] and bacteria[‡] on painted surfaces 24/7 for up to six years

- Continually reduces bacteria {list of the successfully tested organisms}
- Continually reduces viruses[†] [SARS-CoV-2] [Feline calicivirus (EPA proxy for Human Noroviruses)]
- Contains antimicrobial agents that inhibit the growth of mold or mildew on the painted surface and inhibit the growth of bacterial odors and paint film deterioration
- Powered by Corning® Guardiant® Copper Ion Antimicrobial Technology
- Utilizes the inherent [antibacterial[‡]] [antimicrobial] [virucidal[†]] properties of Copper

†SARS-CoV-2 and Feline calicivirus (EPA proxy for Human Noroviruses)

‡Staphylococcus aureus (Staph) and Pseudomonas aeruginosa

[One or more of the following **<u>product claims</u>** may appear on the front panel and/or elsewhere on the label:]

- · [Product Name] redefines what paint can do
- · [Product Name] redefines how paint protects
- · Applies like regular [conventional] paint
- Ideal for homes, offices, nursing homes, athletic facilities, schools, community centers, daycare centers, senior care communities, hotels and resorts. Also suitable for non-critical areas of healthcare facilities and doctor/dentist offices (hallways, waiting rooms, etc.)
- Ideal for interior walls, doors, trim and ceilings
- Ideal for kitchen and bathrooms (applies to Semi-Gloss sheen only)
- Tintable to [600 or other number] colors in several sheens
- Paint & Primer** (**A primer coat may be needed on some surfaces. Please refer to the Technical Data Sheet (TDS) for details.)
- 100% Acrylic
- Durable, Long-Lasting Finish
- Washable Finish
- Scrubbable Finish
- · Resists Dirt & Grime
- Mildew Resistant Paint Finish
- Excellent hide
- Low Odor
- VOC < 5 g/L (excluding colorants)
- Meets most stringent VOC regulations Rule 1113 Volatile Organic Compound (VOC) Limits of Architectural Coatings [of South Coast Air Quality Management District (SCAQMD)]
- The base paint is formulated without VOCs. Colorants added to this base paint may increase VOC level significantly depending on color choice.
- SCAQMD Super-Compliant Architectural Coating [defined as a coating that has VOC content of less than 10 g/L]

- Meets emissions and VOC content standards to contribute towards LEED points
- Certified to GREENGUARD standards for low chemical emissions into indoor air during product usage
- Interior Eggshell Enamel Paint
- Interior Semi-Gloss Enamel Paint
- Use on properly prepared new or previously painted drywall, plaster, concrete, masonry,brick, wood, ferrous metals and non-ferrous metals
- Coverage: 250 400 sq ft per gallon
- Covers up to 400 sq ft per gallon
- · Can be applied by brush, roller or airless spray
- Easy soap and water clean-up

[One or more of the following <u>icons or pictograms</u> may appear on front panel and /or elsewhere on label:]





250 - 400 sq ft Coverage



1 Hr Dry Time 2 Hr Recoat Time



Protect from Freezing



Soap & Water Clean-Up

[Application Methods:]







[Roller]



[Airless Sprayer]