

# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

November 10, 2021

Maryanne Geisbush Regulatory Consultant INATEK LLC c/o Pyxis Regulatory Consulting Inc. 4110 136<sup>th</sup> St. Ct. NW Gig Harbor, WA 98332

Subject: Registration Review Label Amendments for ATRAZINE Incorporating Mitigation Measures from the Interim Decision and the Technical Registrants' Commitments for the Endangered Species Act (ESA) Biological Evaluation *Product Name*: INATEK Atrazine Technical *EPA Registration Number*: 94143-1 *Application Date*: 11/3/2020 *Decision Number*: 567569

Dear Ms. Geisbush:

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, has completed reviewing all the information submitted with your application to support the Registration Review of the above referenced product in connection with the ATRAZINE Interim Decision and with the technical registrants' commitments for the ESA Biological Evaluation. The Agency has concluded that your submission is acceptable. The label referred to above, submitted in connection with registration under FIFRA, as amended, is acceptable.

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 the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. 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) list 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. 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 Compliance.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved Page 2 of 2 EPA Reg. No. 94143-1 Decision No. 567569

labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

If you have any questions about this letter, please contact Ben Tweed at tweed.benjamin@epa.gov.

Sincerely,

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Linda Arrington, Branch Chief Risk Management and Implementation Branch 4 Pesticide Re-Evaluation Division Office of Pesticide Programs

Enclosure

# **INATEK Atrazine Technical** FOR MANUFACTURING USE ONLY



## ACTIVE INGREDIENT:

Atrazine: 2-chloro-4-ethylamino-6-isopropylamino-s-triazine	97.3%
OTHER INGREDIENTS:	. <u>2.7%</u>
TOTAL	00.0%

# ACCEPTED 11/10/2021

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No.

94143-1

## KEEP OUT OF REACH OF CHILDREN CALITION

	CAUTION
	FIRST AID
If on Skin	Take off contaminated clothing.
or	<ul> <li>Rinse skin immediately with plenty of water for 15 -20 minutes.</li> </ul>
Clothing:	<ul> <li>Call a Poison Control Center or doctor for treatment advice.</li> </ul>
	roduct container or label with you when calling a Poison Control Center or doctor,
or when go	ing for treatment.
	HOTLINE NUMBER

For non-emergency information concerning this product, call the National Pesticides Information Center (NPIC) at 1-800-858-7378, Monday through Friday, 8:00 AM to 12:00 PM Pacific Time (NPIC Web site: www.npic.orst.edu).

[See side panel for Storage and Disposal and Warranty-Conditions of Sale]

Manufactured for: INATEK, LLC 2364 East Southwood Road San Tan Valley, AZ 85240

EPA Reg. No. 94143-1 EPA Est. No. lbs (kg) Net Weight: Lot No.: see container

## **PRECAUTIONARY STATEMENTS**

#### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION. Harmful if absorbed through skin. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Wear long-sleeved shirt and long pants, shoes plus socks, and waterproof gloves. Remove and wash contaminated clothing before reuse.

#### ENVIRONMENTAL HAZARDS

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.

# DIRECTIONS FOR USE

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

Only for formulation into an herbicide for the following uses: corn (field, pop, sweet), sorghum, chemical fallow, sugarcane, macadamia nuts, guava, and turfgrass (fairways, lawns, sod production).

This product may be used to formulate products for any additional use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s). This product may not be reformulated or repackaged into another product unless the registration of the reformulated or repackaged product was either granted or amended after March 15, 2004, so as to be consistent with the terms and conditions set forth in the Atrazine January 31, 2003 Interim Reregistration Eligibility Document (IRED). ANY USE OF THIS PRODUCT IN AN AREA WHERE USE IS PROHIBITED IS A VIOLATION OF FEDERAL LAW. Before using the product, you must consult the Atrazine Watershed Information Center (AWIC) to determine whether the use of this product is prohibited in your watershed. AWIC can be accessed through www.atrazinewatershed.info or 1-866-365-3014. If use of this product is prohibited in your watershed, you may return this product to your point of purchase or contact INATEK, LLC for a refund. No product containing 4% or less atrazine ingredient may be formulated or repackaged from this product unless the registration of the resulting product includes the following terms and conditions: i)cease all distribution and sale to any retailer or entity distributing or selling such product to any retailer located within all countries containing any portion of the Watershed Area listed in the AWIC; ii) ensure the removal of such atrazine product from the shelves of any retailer located within all counties containing any portion of any Watershed Area listed in the AWIC, iii) repurchase any such atrazine product from any of the purchasers described above. In addition, such Registrant shall consult with the State(s) in which such counties are located to determine whether additional territory shall be included in the area which these requirements apply. If the State(s) determine that a larger area is warranted, the Registrant shall within 10 days of such determination notify the Director of EPA's Special Review and reregistration Division (SRRD) (7508C), Office of Pesticide Programs, of the specific boundaries within the stop sale, removal, and repurchase shall take place.

Aerial application is prohibited.

This product may only be formulated into end-use products that contain the following language and restrictions on their labeling when they are released for shipment:

Description	Required Label Language for All Atrazine End-Use Labels (unless otherwise specified)	Placement on Label
Endangered Species Language For all products, excluding those labeled/registered solely for homeowner use	"Endangered Species It is a Federal offense to use any pesticide in a manner that results in an unauthorized "take" (e.g., kill or otherwise harm) of an endangered species under the Endangered Species Act section 9. When using this product, you must follow the measures contained in the Endangered Species Protection Bulletin for the area in which you are applying the product. You must obtain a Bulletin no earlier than six months before using this product. To obtain Bulletins, consult <u>http://www.epa.gov/espp/</u> , call 1- 844-447-3813, or email <u>ESPP@epa.gov</u> . You must use the Bulletin valid for the month in which you apply the product."	Directions for Use, under the heading "Endangered Species"
Use Site Restriction	"Not for use in the states of Hawaii or Alaska, or in the U.S. territories (Puerto Rico, Guam, American Samoa, the U.S. Virgin Islands, and the North Mariana Islands."	Restrictions Section under Directions for Use
Use Site Restrictions For all products previously registered for these use patterns	"Use on roadsides; Conservation Reserve Program (CRP) land; confers, including Christmas Tree plantings; timber; forestry; and, Miscanthus and other perennial bioenergy crops is prohibited."	Restrictions Section under Directions for Use
Use Site Restriction For products that allow fallow use	"Users must only apply to fallow land in the following states according to the prescribed rotation pattern in the table below:         Fallow Rotation Pattern       Fallow Use Authorized in these States only         Wheat-Corn-Fallow       CO, KS, ND, NE, SD & WY         Wheat-Fallow-Wheat       CO, KS, ND, NE, SD & WY         Wheat-Sorghum-Fallow       AR, CO, GA, IL, KS, LA, MS, MO, NE, NM, NC, OK, SD & TX	Restrictions Section under Directions for Use
Spray Drift Management Application Restrictions for all products delivered via liquid spray application and allow aerial application	<ul> <li>"MANDATORY SPRAY DRIFT MANAGEMENT <u>Aerial Applications:</u> <ul> <li>Applicators are required to use a coarse or coarser droplet size (ASABE S572).</li> <li>User must maintain a 150 foot (46 meter) in-field downwind buffer (in the direction in which the wind is blowing) from the edge of streams and rivers, as well as high-tide line for all estuarine/marine environments."</li> </ul> </li> </ul>	Directions for Use, in a box titled "Mandatory Spray Drift Management: under the heading "Aerial Applications"
Spray Drift Management Application Restrictions for all products delivered via liquid spray application and allow ground boom applications	<ul> <li>"MANDATORY SPRAY DRIFT MANAGEMENT Ground Boom Applications:</li> <li>Applicators are required to use a coarse or coarser droplet size (ASABE S572).</li> <li>Do not apply when wind speeds exceed 10 miles per house at the application site.</li> <li>User must maintain a 15 foot (4.6 m) in-field downwind buffer (in the direction in which the wind is blowing) from the edge of streams and rivers, as well as high-tide line for all estuarine/marine environments."</li> </ul>	Directions for Use, in a box titled "Mandatory Spray Drift Management: under the heading "Ground Boom Applications"
Spray Drift Management Application Restrictions for all products delivered via liquid spray application and allow boomless ground applications	<ul> <li>"MANDATORY SPRAY DRIFT MANAGEMENT Boomless Ground Applications:</li> <li>Applicators are required to use a coarse or coarser droplet size (ASABE S572).</li> <li>Do not apply when wind speeds exceed 10 miles per house at the application site.</li> <li>User must maintain a 15 foot (4.6 m) in-field downwind buffer (in the direction in which the wind is blowing) from the edge of streams and rivers, as well as high-tide line for all estuarine/marine environments.</li> </ul>	Directions for Use, in a box titled "Mandatory Spray Drift Management: under the heading "Boomless Ground Applications"

## **Storage and Disposal**

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

PESTICIDE STORAGE: Store in a dry place.

PESTICIDE DISPOSAL: Waste resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

**CONTAINER HANDLING:** Nonrefillable Lined Fiber Sacks including Flexible Intermediate Bulk Containers (FIBC): Nonrefillable container. Do not reuse or refill this container. Completely empty fiber sack liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application or manufacturing equipment. Then offer for recycling if available or dispose of empty fiber sack and liner in a sanitary landfill, or by incineration. Do not burn, unless allowed by state and local ordinances.

#### WARRANTY—CONDITIONS OF SALE

Manufacturer warrants that this product conforms to its chemical description and is reasonably fit for the purposes referred to in the "DIRECTIONS FOR USE". Manufacturer makes no other warranties, expressed or implied, including fitness or merchantability. To the extent consistent with applicable law, in no case shall the Manufacturer or the Seller be liable for consequential, special or indirect damages resulting from the use or handling of this product. The foregoing is a condition of sale and is accepted as such by the Buyer.

[EPA Approval Date]