

Updated April 1, 2016

**Pesticide Products Prohibited From Use in
California Schools and Child Care Facilities
Pursuant to Assembly Bill 405 (Montanez) – Chapter 566, Statutes of 2005**

The following pesticide products meet the criteria of Education Code section 17610.1(a), and therefore, are prohibited from use on schoolsites. Also prohibited are all pesticide products that are canceled or suspended by DPR, or are under phaseout of use.

Product Brand Name	EPA Registration Number
CideTrak CDMA Combo MESO-A	51934-16-AA
CideTrak DA MEC	51934-12-AA
Consensus	34704-1055-AA
Contego Pro SL Plant Growth Regulator	73049-462-AA
DuPont Approach Fungicide	352-840-AA
DuPont Benevia Insect Control	352-857-AA
DuPont Exirel Insect Control	352-859-AA
DuPont Verimark Insect Control	352-860-AA
Emesto Prime	264-1119-ZA
Evergol Prime	264-1119-AA
Ference	100-1551-AA
Intego Solo Fungicide	59639-186-AA
Lexicon Intrinsic Brand Fungicide	7969-350-AA
Luna Experience	264-1091-AA
Luna Privilege	264-1078-AA
Luna Sensation	264-1090-AA
Luna Tranquility	264-1085-AA
Mainspring	100-1552-AA
Merivon Xemium Brand Fungicide	7969-310-AA
Nimitz	66222-243-AA
Oxamine 6150	1448-433-AA
PoaCure	89633-55001-EX
Priaxor Xemium Brand Fungicide	7969-311-AA
Propulse	264-1084-AA
Pyrifluquinazon Insecticide	71711-37-AA
Rhyme Fungicide	67760-120-AA
Sivanto 200 SL	264-1141-AA
Splat EC-O	80286-18-AA
Topguard Fungicide	67760-75-AA
Venerate	84059-14-AA
Xzemplar Fungicide	7969-349-AA
Zyrox Fly Granular Bait	100-1541-AA

Any vendor or manufacturer of pesticides is prohibited from making these pesticides available to a school district by sale or gift.

The aforementioned pesticide products are prohibited from use on “schoolsites” in accordance with California Education Code section 17610.1(a) because they are registered for use in the State of California either (1) conditionallyⁱ, (2) as an interim registrationⁱⁱ, or (3) under an Experimental Use Permit (EUP)ⁱⁱⁱ, and contain either a new active ingredient or are intended for a new use. (Note: conditionally registered pesticide products that are for a new use and have fulfilled all registration requirements that relate to human health are exempted.)

The term “schoolsites” is defined in California Education Code section 17609 as any facility used for child care (other than family day care homes), or for public kindergarten, elementary, or secondary school purposes. The term includes the buildings or structures, playgrounds, athletic fields, vehicles, or any other area of property visited or used by pupils. A “schoolsites” does not include any postsecondary educational facility attended by secondary pupils or private school facilities.

If there are any questions about this list, please contact:

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ⁱ California Code of Regulations section 6200 authorizes the Director to waive specific data requirements for pesticide product registration for a limited period of time to allow for generation of incomplete data. Most conditionally registered pesticide products are registered as such based on missing efficacy or phytotoxicity data.

ⁱⁱ Interim registration is established in Food and Agriculture Code sections 13161-13170. The statute allows an applicant for registration of the first agricultural use of a pesticide active ingredient to defer submission of no more than three efficacy or environmental fate studies (e.g., soil photolysis study, field dissipation study) for a period not to exceed three years, provided certain criteria are met. The product must be a significant component of an integrated pest management system, and reduce risk to the public and the environment. In addition, all data submitted to the U.S. Environmental Protection Agency (U.S. EPA) to support federal registration must be submitted to DPR, and the product must not be expected to have a significant adverse effect on public health or the environment, or threaten to pollute groundwater.

ⁱⁱⁱ Experimental Use Permits (EUPs) are defined in federal statute (Federal Insecticide, Fungicide, and Rodenticide Act, Section 5). U.S. EPA issues EUPs; however before an EUP pesticide can be sold or used in California, it must also be registered with DPR. Restrictions are placed on the use of the pesticide, including an expiration date, limit on total amount of product to be used, limit on total number of acres to be treated, and a requirement for quarterly reports. Once registered with DPR, the product may be sold to specific California researchers to be used in research trials; however the products are NOT available to the public.