



State of Texas

Send the Section 24(c) application package to:

Terry Mitchell
Director
Pesticide Registration Program
Texas Department of Agriculture
P.O. Box 12401
Austin, TX 78711-2401

For additional information, contact:

Terry Mitchell
Pesticide Programs Division
Texas Department of Agriculture
P.O. Box 12847
Austin, TX 78711
Phone: (512) 463-7544
Fax: (512) 463-7411
Email: terry.mitchell@agr.state.tx.us

Pesticide Programs Division Website:

www.agr.state.tx.us/pesticide/index.htm

Materials required in the Section 24(c) application package:

A total of 3 copies of the application package need to be submitted containing:

1. A letter requesting the 24(c), Special Local Need, Registration including:
 - a) name, address and point of contact of applicant (registrant);
 - b) name of the pesticide product and EPA Registration Number (if applicable) and the requested use;
 - c) identification of the Special Local Need within Texas, the specific geographic area of need, and how this pest impacts this site within Texas;
 - d) documentation that a currently federally registered pesticide:
 1. is not available in the state for the desired site(s) to adequately control the target pest; or
 2. cannot be applied without causing unacceptable risks to human health or the environment, or
 3. is necessary to maintain an IPM, resistance management, or minor use pest control program, or

4. could be replaced by a formulation that poses less risk to man or the environment.
2. A completed EPA form 8570-25 (*Application For/Notification of State Registration of a Pesticide to Meet a Special Local Need*).
3. A complete EPA registered label and the proposed Texas Section 24(c) label and a statement of claims to be made for it including directions for use, or a complete label (that follows EPA guidelines and requirements) for a product not currently registered by the EPA.
4. The Pesticide Programs Division may require the applicant to submit the complete formula for a pesticide (both active and inert ingredients) as a prerequisite to registration.
5. Letters of support from Extension Specialists that work within the forest nursery field or the pest field. Sometimes private consultants, people from the forest industry, and USDA personnel can be used. These letters are needed to further show that an actual pest problem exists and that this chemical can provide better or safer control.
6. Efficacy, human health, or environmental impact data consistent with labeling dosages. Data are usually not accepted from other states and it is advantageous to use data from Texas. However, occasionally data can be submitted from Oklahoma, Arkansas, or Louisiana if the site conditions (soils, climate, etc.) are similar to the proposed use areas in Texas. Texas is a rather large state in terms of area and consequently it has a wide variety of soils, climatic conditions, etc. If a pesticide is to be used statewide studies must be representative of all the proposed use areas in Texas. Thankfully, for forest nurseries this variation is reduced since they are all in East Texas.

Review Process:

The application is reviewed in-house by the Pesticide Programs Division (PPD). This review is usually conducted by Charlie and his staff in Pesticide Registration Program (PRP). Texas Cooperative Extension specialists are usually asked to provide data. An external committee is not needed because the State of Texas has a program within the PPD of the Texas Department of Agriculture (TDA) that assess health, ecological, and environmental effects of pesticides (Pesticide Risk Assessment and Toxicology Program). If human health or environmental fate are a concern, this program also reviews the application. The PPD determines whether the SLN registration should be granted. Upon approval by the PPD, the application is submitted to the Environmental Protection Agency (EPA) for review. The product is legal for use within the State of Texas until the EPA makes a final ruling. EPA could reject the application after review. EPA has ninety days to review the application and to determine whether it will remain in effect in the State of Texas. Prior to use of this chemical all applicators must have the Section 24(c) label for the product “in hand.”

Fees: There is no charge for products already registered under FIFRA Section 3 in the State of Texas. The fee is \$350 for a 2 year registration cycle for products not currently registered under FIFRA Section 3 in the State of Texas. The fee may be prorated.

Other relevant information: After a product is registered with the TDA, it is the registrants responsibility to provide the PRP with the most current pesticide label any time it is amended. Before distributing any revised product labels, the PRP must have given its written approval. Product registration may be denied or revoked and the registration fee forfeited if the application is incomplete or inaccurate. On rare occasions expiration dates of the Section 24(c) registration are assigned and a new Section 24(c) application process must be conducted.

Current Section 24(c)'s within the State of Texas for forest nurseries:

Pounce 3.2 EC Insecticide (conifer nurseries)	First registered in 1997
Reflex Herbicide (pine seedling nurseries)	First registered in 1996