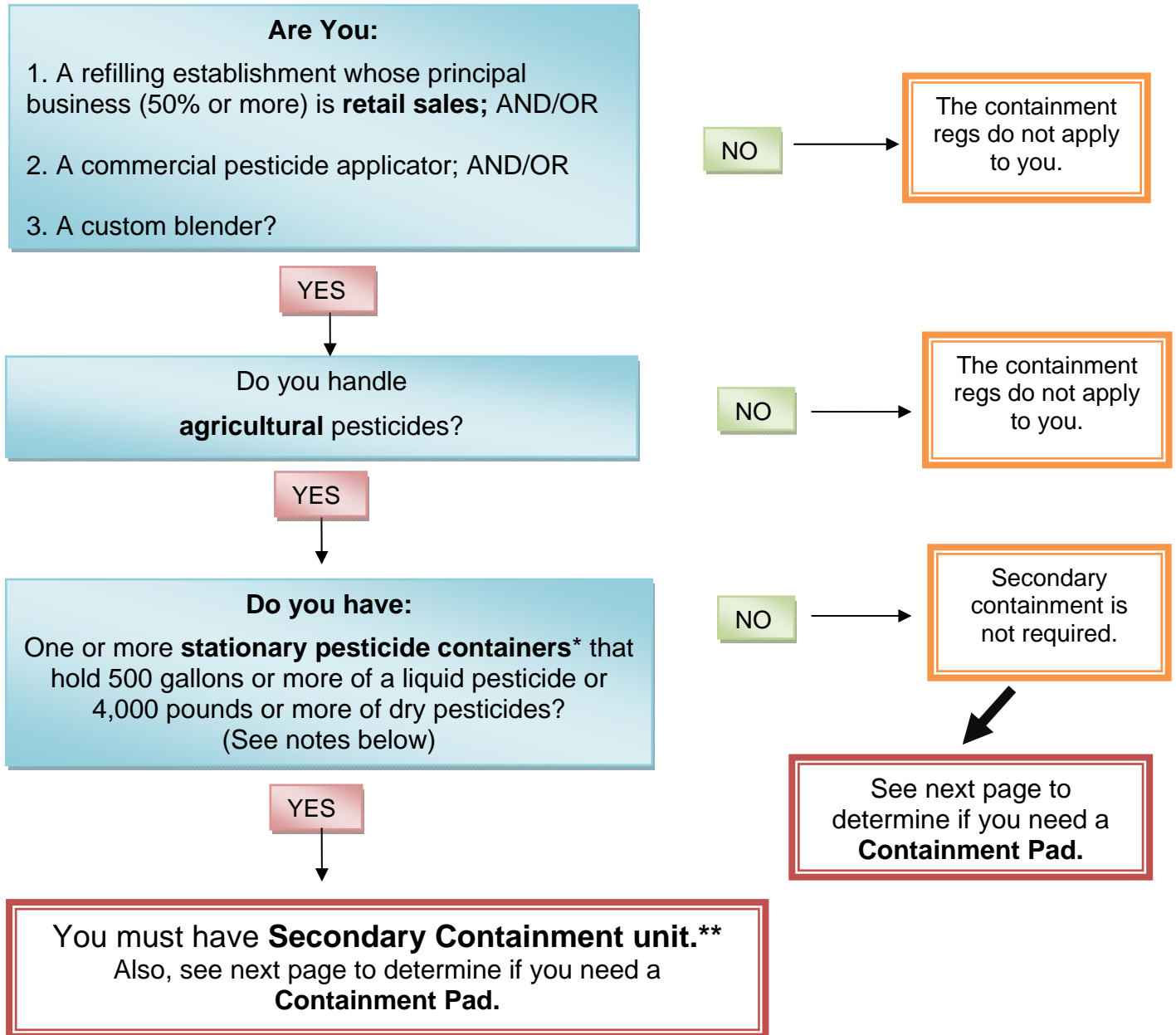




# Scope of the Federal Pesticide Containment Regulations

The purpose of this document is to help you determine whether the federal containment regulations require you to have a secondary containment unit and/or a containment pad.

## 1. Do I need a secondary containment unit?



**\*NOTE:** A **stationary pesticide container** is a refillable container that is fixed at a single facility or establishment, or if not fixed that remains at a facility for **30 consecutive days** or more and **holds pesticide the entire time.**

**\*\*NOTE:** The following **Exempt Containers** are not required to be in secondary containment:

1. Empty containers;
2. Containers holding rinsate or wash water (and are labeled to indicate this);
3. Containers holding gaseous pesticides at normal atmospheric pressure; and
4. Containers dedicated to non-pesticide use (and are labeled to indicate this).

## 2. Do I need a containment pad?

### Are You:

1. A refilling establishment whose principal business (50% or more) is **retail sales**; AND/OR
2. A commercial pesticide applicator; AND/OR
3. A custom blender?

NO



The containment regs do not apply to you.

YES



Do you handle **agricultural** pesticides?

NO



The containment regs do not apply to you.

YES



Do you do **one OR more** of the following activities?

1. Empty\*, clean or rinse refillable containers;
2. Dispense pesticides from a stationary container designed to hold 500 gallons or more of liquid pesticide or 4,000 pounds or more of dry pesticide for any purpose;
3. Dispense pesticides from a transport vehicle for the purpose of refilling a refillable container (bulk container or minibulk);
4. Dispense pesticides from any container to refill a refillable container for sale or distribution?

NO



A containment pad is not required.

YES



**You Must Have Containment Pad.\*\***

\*Containment pad requirements **DO NOT apply** if the pesticide is dispensed from **containers LESS than 500 gallons (liquid) or 4,000 pounds (dry) for USE, APPLICATION** or purposes other than refilling for sale or distribution.

\*\* Dispensing areas are **Exempt** from needing a containment pad if:

1. You only have gaseous pesticides;
2. You only have stationary containers already protected by a secondary containment unit; AND/OR
3. The area is used only for dispensing from a (non-stationary) rail car (in place less than 30 days).