



AMERICAN FEED INDUSTRY ASSOCIATION

August 7, 2000

To: AFIA MEFT Council
AFIA Ingredient Suppliers Council

Enclosed is a letter just received from EPA concerning the use of propionic acid on hay.

As you can see by the letter, EPA requires products utilizing propionic acid on hay to be registered as a pesticide. In addition to the letter, a fact sheet was included to help guide you through the process.

The individual Regions are listed with telephone numbers to aid in helping you with the correct contacts for further questions.

For your information.

Sincerely,

A handwritten signature in cursive script, reading 'Betty Pendleton'. The signature is written in black ink and is positioned above the printed name.

Betty Pendleton



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

July, 2000

Dear Producers, Distributors and Users of Propionic Acid:

This letter is to serve as a reminder of potential obligations on your part under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). FIFRA requires that pesticide products be registered with the United States Environmental Protection Agency (U.S. EPA), regardless of toxicity, and bear U.S. EPA-accepted labeling before they can be lawfully sold or distributed in the United States.

There has been some confusion about the need to register propionic acid products used on hay as pesticides. Propionic acid is a well known chemical for control of microorganisms in hay, silage and high moisture grain. As a product intended to control microorganisms in hay, propionic acid requires registration as a pesticide under FIFRA. Unregistered propionic acid products that are sold and distributed in this country as a preservative for use on hay and stored grains are in violation of FIFRA and subject to civil and/or criminal penalties. If you have any questions about how to obtain a pesticide registration, you can visit the EPA's website at <http://www.epa.gov/pesticides/registrationkit/> or call (703) 305-6549 to obtain a registration package.

FIFRA also requires establishments that produce pesticides to be registered with U.S. EPA. The term "produce" means to manufacture or process any pesticide, including packaging, repackaging, labeling, relabeling or otherwise changing the container of any pesticide. To obtain an establishment registration, contact your local EPA regional office.

This information is provided to help you comply with FIFRA. If you have any questions, please contact your U.S. EPA Regional Office:

Region 1 (CT, ME, MA, NH, RI, VT)	(617) 918-1111
Region 2 (NJ, NY, PR, VI)	(732) 321-6769
Region 3 (DE, DC, MD, PA, VA, WV)	(215) 814-3244
Region 4 (AL, FL, GA, KY, MS, NC, SC, TN)	(404) 562-8979
Region 5 (IL, IN, MI, MN, OH, WI)	(312) 886-7061
Region 6 (AR, LA, NM, OK, TX)	(214) 665-7240
Region 7 (IA, KS, MO, NE)	(913) 551-7033
Region 8 (CO, MT, ND, SD, UT, WY)	(800) 227-8917
Region 9 (AZ, CA, HI, NV, AS, GU)	(415) 744-1114
Region 10 (AK, ID, OR, WA)	(206) 553-1173

Sincerely,

Anthony L. Restaino, Chief
Pesticides and Toxics Enforcement Section