

## § 156.144

(5) *Exemptions.* Pesticide products in the following types of nonrefillable containers, and their packaging, are exempt from the requirements in paragraphs (a)(1) and (a)(2) of this section:

- (i) Aerosol cans.
- (ii) Devices as defined in §152.500 of this chapter.
- (iii) One-time use caulking tubes and other one-time use squeezable tube containers for paste, gel, or other similar substances.
- (iv) Foil packets for water soluble packaging, repellent wipes, and other one-time use products.
- (v) One-time use portion control packets, such as polyethylene sleeve packages, or rodenticide placepacks.
- (vi) One-time use bait stations.
- (vii) One-time use cages for repellent or trapping strips.
- (viii) Pet collars or animal ear tags, such as cattle ear tags.
- (ix) One-time use semiochemical dispersion devices.
- (x) Any container that is destroyed by the use of the product contained.
- (xi) Any container that would be destroyed if reuse of the container were attempted.

(b) *Refillable container.* For refillable containers, one of the following statements is required, except as provided in paragraphs (c), (d), and (e) of this section. If placed on the label, the statement must be under the heading "Storage and Disposal." If the statement is placed on the container, an appropriate referral statement, such as "Refilling limitations are on the container." must be placed under the heading "Storage and Disposal."

(1) "Refillable Container. Refill this container with pesticide only. Do not reuse this container for any other purpose."

(2) "Refillable Container. Refill this container with [common chemical name] only. Do not reuse this container for any other purpose."

(c) *Modification.* EPA may, on its own initiative or based on data or information submitted by any person, modify or waive the requirements of this section or permit or require alternative labeling statements.

(d) *Exemption for articles.* Pesticidal articles that are not exempted from FIFRA regulation by §152.25(a) of this

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chapter are exempt from the requirements of this section.

(e) *Exemption for transport vehicles.* Transport vehicles are exempt from the requirements of this section.

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### § 156.144 Residue removal instructions—general.

(a) *General.* Except as provided by paragraphs (c) through (g) of this section, the label of each pesticide product must include the applicable instructions for removing pesticide residues from the container prior to container disposal that are specified in §156.146 and §156.156. The residue removal instructions are required for both nonrefillable and refillable containers.

(b) *Placement of residue removal statements.* All residue removal instructions must be placed under the heading "Storage and Disposal."

(c) *Exemption for residential/household use products.* Residential/household use pesticide products are exempt from the residue removal instruction requirements in this section through §156.156.

(d) *Modification.* EPA may, on its own initiative or based on data submitted by any person, modify or waive the requirements of this section through §156.156, or permit or require alternative labeling statements.

(e) *Exemption for gases.* Pesticide products that are gaseous at atmospheric temperature and pressure are exempt from the residue removal instruction requirements in this section through §156.156.

(f) *Exemption for articles.* Pesticidal articles that are not exempted from FIFRA regulation by §152.25(a) of this chapter are exempt from the residue removal instruction requirements in this section through §156.156.

(g) *Exemption for transport vehicles.* Transport vehicles are exempt from the requirements in this section through §156.156.

[71 FR 47420, Aug. 16, 2006, as amended at 73 FR 64224, Oct. 29, 2008]