

imported alfalfa and red clover seed promulgated by the Secretary of Agriculture under authority of former sections 111 to 116 of this title, which were in effect Aug. 9, 1939, remained in full force and effect as if promulgated under sections 1551 to 1610 of this title.

**CHAPTER 6—INSECTICIDES AND ENVIRONMENTAL PESTICIDE CONTROL**

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#### SUBCHAPTER I—INSECTICIDES

#### §§ 121 to 134. Repealed. June 25, 1947, ch. 125, § 16, 61 Stat. 172

Sections, act Apr. 26, 1910, ch. 191, 36 Stat. 335, formerly known as "The Insecticides Act", are covered by subchapter II of this chapter.

#### EFFECTIVE DATE OF REPEAL; SAVINGS PROVISIONS

Section 16 of act June 25, 1947, repealed this subchapter effective one year after June 25, 1947, and further provided that this subchapter should be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any violations, liabilities incurred, or appeals taken prior to such date of repeal or to sales, shipments, or

deliveries of insecticides and fungicides exempted by the Secretary.

#### SUBCHAPTER II—ENVIRONMENTAL PESTICIDE CONTROL

##### SUBCHAPTER REFERRED TO IN OTHER SECTIONS

This subchapter is referred to in sections 150dd, 4501, 511r, 5506, 5882, 6502, 6519 of this title; title 15 sections 1261, 1277, 1459, 2052, 2602; title 21 sections 321, 346a, 1401; title 42 sections 300g-1, 6905, 7412, 9603, 9604, 9607.

#### §§ 135 to 135k. Omitted

##### CODIFICATION

Sections 135 to 135k, acts June 25, 1947, ch. 125, §§ 2-13, 61 Stat. 163-172; Aug. 7, 1959, Pub. L. 86-139, § 2, 73 Stat. 286; May 12, 1964, Pub. L. 88-305, §§ 1-6, 78 Stat. 190-193; Oct. 15, 1970, Pub. L. 91-452, title II, § 204, 84 Stat. 928; Dec. 30, 1970, Pub. L. 91-601, § 6(b), formerly § 7(b), 84 Stat. 1673, renumbered, Aug. 13, 1981, Pub. L. 97-35, title XII, § 1205(c), 95 Stat. 716, which related to economic poison control, were superseded by the amendments made to act June 25, 1947, by Pub. L. 92-516, Oct. 21, 1972, 86 Stat. 975. See section 4 of Pub. L. 92-516, set out as a note under section 136 of this title. The provisions of act June 25, 1947, as amended by Pub. L. 92-516, are set out in section 136 et seq. of this title.

Section 135 provided definitions for the purposes of this subchapter.

Section 135a related to prohibited acts.

Section 135b related to registration of economic poisons.

Section 135c related to access, inspection, and use in criminal prosecutions of books and records.

Section 135d related to rules and regulations, examination of economic poisons or devices, notification to violators, certification to United States attorney, duty of attorney, and publication of judgments.

Section 135e related to exemptions from penalties.

Section 135f provided for penalties.

Section 135g related to seizure, disposal, and award of costs against claimant.

Section 135h related to refusal of admission of imports.

Section 135i related to delegation of duties.

Section 135j related to authorization of appropriations and expenditure of funds.

Section 135k related to cooperation between departments and agencies.

#### § 136. Definitions

For purposes of this subchapter—

##### (a) Active ingredient

The term "active ingredient" means—

(1) in the case of a pesticide other than a plant regulator, defoliant, or desiccant, an ingredient which will prevent, destroy, repel, or mitigate any pest;

(2) in the case of a plant regulator, an ingredient which, through physiological action, will accelerate or retard the rate of growth or rate of maturation or otherwise alter the behavior of ornamental or crop plants or the product thereof;

(3) in the case of a defoliant, an ingredient which will cause the leaves or foliage to drop from a plant; and

(4) in the case of a desiccant, an ingredient which will artificially accelerate the drying of plant tissue.

##### (b) Administrator

The term "Administrator" means the Administrator of the Environmental Protection Agency.