

# DEPARTMENT of AGRICULTURE and NATURAL RESOURCES

JOE FOSS BUILDING 523 E CAPITOL AVE PIERRE SD 57501-3182 danr.sd.gov

October 27, 2022

Document Processing Desk (SLN)
Office of Pesticide Programs-7504P)
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue NW
Washington, DC 20460-0001

Re: Amendment Special Local Need Registration SD090008

Dear Sir/Madam:

Enclosed please find a copy of the label to amend the expiration date to read, this special local need label expires December 22, 2027.

SD090008 Habitat Herbicide – Saltcedar control

The purpose of the Special Local Need registration is to provide Saltcedar control in areas that may be grazed or cut for hay for the purpose of water conservation and riparian and wildlife habitat restoration.

If you have any questions, please contact me at (605) 773-4432.

Sincerely,

Tom Gere

**Environmental Scientist Manager** 

Inspection, Compliance and Remediation

Division of Ag and Environmental Services



## Agricultural Solutions

October 24, 2022

Tom Gere
Inspection, Compliance, Remediation Program
South Dakota Department of Agriculture and Natural Resources
523 East Capitol Avenue
Pierre, SD 57501

Re: Renewal of Habitat® herbicide 24(c) for control of saltcedar

Dear Mr. Gere:

Please find enclosed the following documents to renew the Habitat® herbicide 24(c), SD-090008, EPA Reg. No. 241-426, which allows for additional environmental precautions:

- Draft 24(c) label with revised expiration date of December 22, 2027, NVA 2022-04-0246-0166
- EPA Form 8570-25

Thank you, and please contact me at 919-547-2545 or janet.hou@basf.com if you require anything else.

Sincerely,

**BASF Corporation** 

Janet Hou

State Regulatory Affairs Manager

Encl.



United States Environmental Protection Agency
Office of Pesticide Programs, Registration Division (7505C)
Washington, DC 20460

# Application for/Notification of State Registration of a Pesticide To Meet a Special Local Need

For State Use Only Registration No. Assigned

Date Registration Issued

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PO Box 13528  Research Triangle Park, NC 27709    New (not EPA-registered)   Attach EPA Company Number 241
Research Triangle Park, NC 27709    New (not EPA-registered)
A Product Name Habitat® herbicide  5. If this is a food/feed use, a tolerance or other residue clearance is required. Cite appropriate regulations in 40 CFR Part 180, 185, and/or 186, 180,500  5. Type of Registration (Give details in Item 13 or on a separate page, properly identified and attached to this form):  a. To permit use of a new product.  b. To smoot IPA registration for one or more of the following purposes:  (1) To permit use an additional errors or more of the following purposes:  (2) To permit use at additional altee.  (3) To permit use a different additional posts.  (4) To permit use of additional application techniques or equipment.  (4) To permit use of additional application techniques or equipment.  (5) Has an EPA Registration or Epa-registered product, is it for a "new use" as defined in 40 CFR 152.3?  (4) To permit use of additional application techniques or equipment.  (5) Has an EPA Registration or Epa-registered product, is it for a "new use" as defined in 40 CFR 152.3?  (6) Other (specify below)  (7) Mature of Special Local Need (check one)  There is no penticide product registrated product registration of use within the terms and candidate an efficiency as a defined in 40 CFR 152.3?  (6) To permit use additional application techniques or equipment.  (7) Mature of Special Local Need (check one)  There is no penticide product registrated product use within the terms and candidate as efficient and excellent the common and candidate as efficient as efficient as excellent to the common and candidate as efficient as excellent as exce
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10. Has FIFRA section 24(c) registration for this use of the product ever, by another State, been (check appropriate
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11. Endangered Species Act: (Give details in item 13 or on a separeta page,
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Certification 1 certify that the statements I have made on this form and all statements use:
thereto are true, accurate, and complete. I acknowledge that any
tnowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.
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# FIFRA Sec. 24(c) Special Local Need Label



Only for application to control saltcedar (Tamarix spp.) in areas that may be grazed or cut for hay for the purpose of water conservation and riparian and wildlife habitat restoration

This special local need label expires on December 22, 2027, and must not be used or distributed after this date.

EPA Reg. No. 241-426
CAUTION/PRECAUTION

**EPA SLN No. SD-090008** 

## **Directions For Use**

Refer to the Habitat® herbicide main label, EPA Reg. No. 241-426, for complete Directions For Use and all applicable restrictions and precautions. When following the instructions on this label, the user must have this label and the entire Habitat® container label in possession at the time of pesticide application.

It is a violation of federal law to use this product in a manner inconsistent with its labeling.

**Habitat**® may only be applied to areas that may be grazed or cut for hay to control saltcedar (*Tamarix* spp.) for the purpose of water conservation and riparian and wildlife habitat restoration.

For saltcedar control, apply **Habitat** at a rate of 2 quarts per acre per year as a broadcast treatment or as a 1% volume/volume (v/v) solution for directed foliar spot treatment. Refer to the **Habitat** leaflet label for specific mixing, adjuvant and application directions.

#### **Restrictions and Limitations**

Remove livestock from treated areas before treatment and for 30 days after treatment; or if livestock are not removed, **DO NOT** sell livestock for slaughter for 30 days following treatment.

**DO NOT** cut treated area for hay for at least 30 days after treatment.

**DO NOT** use on food or feed crops. **DO NOT** allow the spray solution to drift onto food or feed crops.

This labeling must be in the possession of the user at the time of pesticide application.



### **Conditions of Sale and Warranty**

The Directions For Use of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and must be followed carefully. However, it is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or use of the product in a manner inconsistent with its labeling, all of which are beyond the control of BASF CORPORATION ("BASF") or the Seller. To the extent consistent with applicable law, all such risks shall be assumed by the Buyer.

BASF warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions For Use**, subject to the inherent risks, referred to above.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S EXCLUSIVE REMEDY AND BASF'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, EXEMPLARY, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

BASF and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF.

Habitat is a registered trademark of BASF.

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000241-00426.20220901b.**NVA 2022-04-0246-0166** Supersedes: 2019-04-246-0090

**24(c) registrant:**BASF Corporation
26 Davis Drive
Research Triangle Park, NC 27709

