

Nebraska Policy for accepting minimal risk pesticide labels under FIFRA section 25(b)

To meet approval as an accepted Minimal Risk Pesticide ALL of the following Criteria set by 40 CFR 152.5(f) must be met:

- Condition 1: The product's active ingredients may only be those that are listed in 40 CFR 152.2(f)(1) See Federal Register Vol 77, No 250, December 2012 (by December 2018 labels must comply with Federal Register Vol 80, No 248, December 2015)
- Condition 2: The product's inert ingredients may only be those that have been classified by EPA as:
- Listed in 40 CFR 152.5(f)(2)
 - Commonly consumed food commodities, animal feed items, and edible fats and oils as described in 40 CFR 180.950(a),(b), and (c); plus
 - Certain chemical substances listed under 40 CFR 180.950(e)
- Condition 3: All of the ingredients (both active and inert) must be listed on the label.
The active ingredient(s) must be listed by Label Display Name plus percentage (by weight)
Each inert ingredient must be listed by Display Name
- Condition 4: The product must not bear claims either to control or mitigate organisms that pose a threat to human health, or insects or rodents with a link to specific diseases
- Cannot claim to control or reduce the microorganisms such as bacteria, viruses, algae, spores, etc. that could lead to infection or disease in humans
 - May not claim to "sterilize", "disinfect", "sanitize", "kill germs"
 - May not say "controls ticks that carry Lyme disease"
 - May not say "controls mosquitoes that can transmit encephalitis, West Nile virus or Zika virus"
 - Cannot imply safety with claims such as "clinically proven", or "certified germ killer"
- MAY Claim to:
- Control algae in fish tanks or ornamental ponds
 - Kill odor-causing bacteria
 - Control bacteria in cooling tower, fuel, paints, non-food contact surfaces, etc.
 - Remove mold stain
- Condition 5: The name of the producer or the company for whom the product was produced and the company's contact information must be displayed prominently on the product label
- Condition 6: The label cannot include any false or misleading statements:
- Statements concerning composition of the product:
- Cannot claim to be "chemical-free". Use of this phrase may be an attempt to convey that the product does not pose risk. Such a potential safety claim may be considered false or misleading
- Statements about the effectiveness of the product:
- Cannot claim "kills all insects" or "repels all insects".
 - May claim "kills the following insects"
- Any statement directly or indirectly implying that the pesticide is recommended or endorsed by an agency of the federal government:
- Cannot claim to be "Recommended by EPA as safe"
 - Cannot claim to be "certified organic" or use the USDA Organic program logo
- Any statement implying federal review or acceptance
- Cannot say "It is a violation of federal law to use this product in a manner inconsistent with its labeling"
 - Cannot include an EPA registration number or EPA establishment number