Scope of the Federal Pesticide Containment Regulations

The purpose of this document is to help you determine whether the federal containment regulations require you to have a secondary containment unit and/or a containment pad.

1. Do I need a secondary containment unit?

   Are You:
   1. A refilling establishment whose principal business (50% or more) is retail sales; AND/OR
   2. A commercial pesticide applicator; AND/OR
   3. A custom blender?

   YES
   ______________________
   Do you handle agricultural pesticides?

   YES
   ______________________
   Do you have:
   One or more stationary pesticide containers* that hold 500 gallons or more of a liquid pesticide or 4,000 pounds or more of dry pesticides? (See notes below)

   YES
   ______________________
   You must have Secondary Containment unit.**
   Also, see next page to determine if you need a Containment Pad.

   NO
   ______________________
   The containment regs do not apply to you.

   NO
   ______________________
   Secondary containment is not required.

   NO
   ______________________
   The containment regs do not apply to you.

   **NOTE: The following Exempt Containers are not required to be in secondary containment:
   1. Empty containers;
   2. Containers holding rinsate or wash water (and are labeled to indicate this);
   3. Containers holding gaseous pesticides at normal atmospheric pressure; and
   4. Containers dedicated to non-pesticide use (and are labeled to indicate this).

   *NOTE: A stationary pesticide container is a refillable container that is fixed at a single facility or establishment, or if not fixed that remains at a facility for 30 consecutive days or more and holds pesticide the entire time.
2. Do I need a containment pad?

Are You:
1. A refilling establishment whose principal business (50% or more) is retail sales; AND/OR
2. A commercial pesticide applicator; AND/OR
3. A custom blender?

---

The containment regs do not apply to you.

---

Do you handle agricultural pesticides?

---

The containment regs do not apply to you.

---

Do you do one OR more of the following activities?

1. Empty*, clean or rinse refillable containers;
2. Dispense pesticides from a stationary container designed to hold 500 gallons or more of liquid pesticide or 4,000 pounds or more of dry pesticide for any purpose;
3. Dispense pesticides from a transport vehicle for the purpose of refilling a refillable container (bulk container or minibulk);
4. Dispense pesticides from any container to refill a refillable container for sale or distribution?

---

A containment pad is not required.

---

You Must Have Containment Pad.**

---

**Dispensing areas are Exempt from needing a containment pad if:
1. You only have gaseous pesticides;
2. You only have stationary containers already protected by a secondary containment unit; AND/OR
3. The area is used only for dispensing from a (non-stationary) rail car (in place less than 30 days).

---

*Containment pad requirements DO NOT apply if the pesticide is dispensed from containers LESS than 500 gallons (liquid) or 4,000 pounds (dry) for USE, APPLICATION or purposes other than refilling for sale or distribution.