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NOTICE OF PROPOSED EMERGENCY ACTION

METHYL IODIDE: DESIGNATING AS A RESTRICTED MATERIAL AND USE REQUIREMENTS AS A VOLATILE ORGANIC COMPOUND

The Department of Pesticide Regulation (DPR) proposes to adopt emergency regulations designating methyl iodide as a state-restricted material; and to incorporate it into DPR's volatile organic compound regulatory program in Title 3, California Code of Regulations, sections 6400, 6446, 6446.1, 6452.4, and 6624.

Government Code section 11346.1(a)(2) requires that, at least five working days prior to submission of the proposed emergency action to the Office of Administrative Law (OAL), the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency to OAL, OAL shall allow interested persons five calendar days to submit comments on the proposed emergency regulations as set forth in Government Code section 11349.6. Upon filing, OAL will have ten calendar days within which to review and make a decision on the proposed emergency rule. If approved, OAL will file the regulations with the Secretary of State, and the emergency regulations will become effective for 180 days. Within the 180-day effective period, DPR will proceed with a regular rulemaking action, including a public comment period. The emergency regulation will remain in effect during this rulemaking action.

Attached to this Notice is the specific regulatory language of DPR's proposed emergency action and the Finding of Emergency. This Notice of Emergency Action, the proposed emergency text of the regulation, and the Finding of Emergency are also available on DPR's Internet Home Page at <<http://www.cdpr.ca.gov/docs/legbills/emergregs.htm>>.

If you have any questions regarding this proposed emergency action, please contact Linda Irokawa-Otani, DPR's Regulation Coordinator at (916) 445-3991 or via email <dpr101e@cdpr.ca.gov>.

