



**OREGON
DEPARTMENT OF
AGRICULTURE**

Marketplace Inspection for Pesticides



What can I sell?

What is a pesticide?

Any substance, or mixture of substances, intended to be used for defoliating plants or for preventing, destroying, repelling or mitigating all insects, fungi, weeds, rodents, predatory animals, or any other form of plant or animal life which is determined to be a pest. See ORS 634.006 for a full definition.

Some common types of pesticides are:

- Animal flea/tick topical treatments or collars
- Antibacterial cleaners
- Antimicrobials
- Bug bombs
- Bug sprays
- Deer repellents
- Defoliant
- Flea shampoos
- Fungicides
- Herbicides
- Moss killer
- Nematicides
- Paints that kill mold
- Plant growth regulators
- Pool/spa shock treatments
- Rodenticides
- Weed-n-feed products

It is the responsibility of the store to ensure that all pesticides offered for sale:

- Are registered with the state of Oregon and are legal for sale.
- Are in their original unbroken packaging.
- Have all labeling intact and attached to the product.
- Are in an area that is clean and free of spilled material or damaged containers.

Signs a product registration may need to be checked:

- ✓ Product has been on the shelf for a long time
- ✓ Dust on a product
- ✓ Product has been placed in the discount/clearance bin
- ✓ Faded labels and caps
- ✓ New product came in that does not look the same
- ✓ Product is new to the store
- ✓ It's a new calendar year



How do I check a product registration?

1. Go online to: <https://oda.direct/PesticideProducts>
2. Type in either the EPA Reg. No. or Product Name (as written on label).
3. Click “Find Registrations” button.
4. “Registered” or “Renewal Pending” is **legal for sale**.
5. “Canceled/Deleted”, “Registration Expired”, “Stop Sale” is **illegal to sell**.



If a product does not show up at all or if you have additional questions, contact Oregon Department of Agriculture (ODA) Pesticides Program for further advice.

What if a product is not registered, a bag is torn, a bottle is leaking, or the label is missing?

Your options are:

- Contact the manufacturer to get the product registered.
- Dispose of the product in accordance with the labeled directions.
- If you are the owner of the product, use the material yourself without delivering, distributing, selling or offering it for sale, if the use is appropriate and is permitted by the label. Note: Only the store’s **owner** may do this.
- Return the product to the manufacturer or distributor.

What happens during an ODA marketplace inspection?

- ✓ The inspector will enter the business, present credentials, and explain the reason for the inspection. A business manager or store representative may be asked to show the inspector where pesticide products are placed for sale or stored in the off-season.
- ✓ The inspector will visually inspect the products and the areas where they are sold or stored.

Inspectors are working to:

- Ensure compliance with product registration, formulation, packaging, and labeling.
 - Ensure that products are distributed in accordance with state pesticide law.
 - Determine whether procedures for storage and disposal are being followed.
- ✓ If problems are identified, the retailer may receive a Stop Sale, Use or Removal Order detailing the concern(s) and what actions the business must take to correct the problem.

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